

1 REPORTER'S RECORD

2 VOLUME 54 OF 57 VOLUMES

3 TRIAL COURT CAUSE NO. F12-23749-W

4 COURT OF CRIMINAL APPEALS NUMBER: AP-77,030

5 THE STATE OF TEXAS : IN THE 363RD JUDICIAL

6 VS. : DISTRICT COURT OF

7 MATTHEW LEE JOHNSON : DALLAS COUNTY, TEXAS

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10 EXHIBIT VOLUME

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19 On the 4th day of October, 2012 through November 8th,
20 2013, the following proceedings came on to be heard in the
21 above-entitled and numbered cause before the Honorable Joe
22 Clayton, Honorable Webb Biard and Honorable Tracy Holmes, Judge
23 Presiding, held in Dallas, Dallas County, Texas:

24 Proceedings reported by machine shorthand computer
25 assisted transcription.

1 A P P E A R A N C E S:

2 HONORABLE CRAIG WATKINS, Criminal District Attorney
3 Crowley Criminal Courts Building
133 North Riverfront Boulevard
Dallas, Dallas County, Texas 75207
4 Phone: 214-653-3600

5 BY: MS. ANDREA MOSELEY, A.D.A., SBOT # 24007211
MS. ELAINE EVANS, A.D.A., SBOT # 24032880
6 MS. RAQUEL "ROCKY" JONES, A.D.A., SBOT # 24004724
MS. CHRISTINE WOMBLE, A.D.A., SBOT # 24035991

7 FOR THE STATE OF TEXAS;

8
9
10 MS. CATHERINE BERNHARD, Attorney at Law, SBOT # 02216575
P.O. Box 2817
11 Red Oak, Texas 75154
Phone: 972-617-5548

12 MR. KENNETH WEATHERSPOON, Attorney at Law, SBOT #21004100
325 North St. Paul Street, Suite 2475
13 Dallas, Texas 75201
14 Phone: 214-922-0212

15 MS. NANCY MULDER, Attorney at Law, SBOT # 00792971
2214 Main Street
16 Dallas, Texas 75201
Phone: 214-764-7246

17 FOR THE DEFENDANT.

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State's Voir Dire Exhibit Number *1

NCIC Sandra Rodriguez

(Copy Attached)

VDEA

DATE: 07-05-2013 11:29:56 AM Type: Recv

SUBJECT: QH FROM NCIC - QH: RODRIGUEZ, SANDRA, 19660122
 Message:
 Reference: 03T2000006
 Msg ID : 03T2000006
 Msg Key : QH
 Date/Time: 20130705112946
 Ent Agy:
 Requester:
 User:
 ORI : TXNCIC000
 Source : NCIC
 Dest : DLYQ
 Control : TMS
 Summary : QH: RODRIGUEZ, SANDRA, 19660122

TXT: 3L01DLYQ TMS

TX057015A

THIS NCIC INTERSTATE IDENTIFICATION INDEX MULTIPLE RESPONSE IS THE
 RESULT OF YOUR INQUIRY ON NAM/RODRIGUEZ, SANDRA SEX/F RAC/W
 DOB/19660122 PUR/C

| | | |
|--------------------------------|----------------------|----------------------------|
| NAME GUERRERO, SANDRA HOYOS | FBI NO. 696423EA7 | INQUIRY DATE 2013/07/05 |
|--------------------------------|----------------------|----------------------------|

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|---------------------|--------|--------|------|------|-------|
| SEX RACE BIRTH DATE | HEIGHT | WEIGHT | EYES | HAIR | PHOTO |
| F W 1966/01/22 | 500 | 111 | BRO | BLK | N |

BIRTH PLACE
MEXICO

| | |
|---|---|
| FINGERPRINT CLASS 18 PM 15 23 16 PM 52 15 19 17 | PATTERN CLASS RS WU RS RS RS WU RS LS LS WU WU RS WU AU WU LS |
|---|---|

ALIAS NAMES
GUERRERO, SANDRA RODRIGUEZ, SANDRA

SCARS-MARKS-
TATTOOS SOCIAL SECURITY
SC L HND 458-49-2304

IDENTIFICATION DATA UPDATED 2010/05/12

THE CRIMINAL HISTORY RECORD IS MAINTAINED AND AVAILABLE FROM THE
 FOLLOWING:

FBI - FBI/696423EA7

END - 1ST NCIC III RECORD FOR MULTIPLE RESPONSE

| | | |
|-----------------------------|----------------------|----------------------------|
| NAME RODRIGUEZ, SANDRA M | FBI NO. 101833JC6 | INQUIRY DATE 2013/07/05 |
|-----------------------------|----------------------|----------------------------|

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|---------------------|--------|--------|------|------|-------|
| SEX RACE BIRTH DATE | HEIGHT | WEIGHT | EYES | HAIR | PHOTO |
| F W 1969/01/22 | 502 | 180 | BRO | BRO | N |

BIRTH PLACE
TEXAS

| | |
|-------------------|---|
| FINGERPRINT CLASS | PATTERN CLASS UC |
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ALIAS NAMES
RODRIGUEZ, SANDRA MURILLO RODRIGUEZ, SANDRA M

SOCIAL SECURITY
450-23-8039

IDENTIFICATION DATA UPDATED 2013/04/14

THE CRIMINAL HISTORY RECORD IS MAINTAINED AND AVAILABLE FROM THE
 FOLLOWING:

TEXAS - STATE ID/TX07516477

END - LAST NCIC III RECORD FOR MULTIPLE RESPONSE

THE RECORD(S) CAN BE OBTAINED THROUGH THE INTERSTATE IDENTIFICATION INDEX BY USING THE APPROPRIATE NCIC TRANSACTION.

END

MRI: 5244913 IN: NCIC 114854 AT 05JUL2013 11:29:46
OUT: DLYQ 2 AT 05JUL2013 11:29:48

DISSEMINATED ON TLETS FOR CRIMINAL JUSTICE PURPOSES ONLY.

DATE: 07-05-2013 11:29:52 AM Type: Sent

SUBJECT: QH: RODRIGUEZ, SANDRA, 19660122
Message:
Reference: 03T2000006
Msg ID : 03T2000006
Msg Key : QH
Date/Time: 20130705112952
Ent Agy :
Requester:
User :
ORI : TX057015A
Source :
Control : TMS
Summary : QH: RODRIGUEZ, SANDRA, 19660122

NAM: RODRIGUEZ, SANDRA DOB: 19660122 SEX: F RAC: W PUR: C REQ: ADA A MOSELEY
OPR: INV T SILVA RFI: F12-23749
DISSEMINATED ON TLETS FOR CRIMINAL JUSTICE PURPOSES ONLY.

DATE: 07-05-2013 11:31:25 AM Type: Recv

SUBJECT: QR FROM NCIC - QR: 696423EA7

Message:

Reference: 03T200000A

Msg ID : 03T200000A

Msg Key : QR

Date/Time: 20130705113116

Ent Agy:

Requester:

User:

ORI : TXNCIC000

Source : NCIC

Dest : DLYQ

Control : TMS

Summary : QR: 696423EA7

TXT: FL01DLYQ TMS

TX057015A

THIS INTERSTATE IDENTIFICATION INDEX RESPONSE IS THE RESULT OF YOUR RECORD REQUEST FOR FBI/696423EA7. THE FOLLOWING WILL RESPOND TO YOUR AGENCY:

FBI - FBI/696423EA7

END

MRI: 5247287 IN: NCIC 115283 AT 05JUL2013 11:31:16

OUT: DLYQ 4 AT 05JUL2013 11:31:16

DISSEMINATED ON TLETS FOR CRIMINAL JUSTICE PURPOSES ONLY.

DATE: 07-05-2013 11:31:28 AM Type: Recv

SUBJECT: CR FROM NLET - QR: 696423EA7

Message:

Reference: 03T200000A
Msg ID : 03T200000A
Msg Key : CR
Date/Time: 20130705113117
Ent Agy :
Requester:
User :
ORI : WVFBINF00
Source : NLET
Dest : DLVQ
Control : TMS
Summary : QR: 696423EA7

TXT: CR.WVFBINF00

09:31 07/05/2013 16028
09:31 07/05/2013 58580 TX057015A

*TMS

TXT

HDR/2L01000F,MR05247272

ATN/INV T SILVA

***** CRIMINAL HISTORY RECORD *****

DATA AS OF 2013-07-05

***** INTRODUCTION *****

THIS RAP SHEET WAS PRODUCED IN RESPONSE TO THE FOLLOWING REQUEST:

FBI NUMBER 696423EA7
REQUEST ID MR05247272
PURPOSE CODE C
ATTENTION INV T SILVA

THE INFORMATION IN THIS RAP SHEET IS SUBJECT TO THE FOLLOWING CAVEATS:

THIS RECORD IS BASED ONLY ON THE FBI NUMBER IN YOUR REQUEST-696423EA7. BECAUSE ADDITIONS OR DELETIONS MAY BE MADE AT ANY TIME, A NEW COPY SHOULD BE REQUESTED WHEN NEEDED FOR SUBSEQUENT USE. (US; 2013-07-05) ALL ARREST ENTRIES CONTAINED IN THIS FBI RECORD ARE BASED ON FINGERPRINT COMPARISONS AND PERTAIN TO THE SAME INDIVIDUAL. (US; 2013-07-05)

THE USE OF THIS RECORD IS REGULATED BY LAW. IT IS PROVIDED FOR OFFICIAL USE ONLY AND MAY BE USED ONLY FOR THE PURPOSE REQUESTED. (US; 2013-07-05)

***** IDENTIFICATION *****

SUBJECT NAME (S)

GUERRERO, SANDRA HOYOS
GUERRERO, SANDRA (AKA)
RODRIGUEZ, SANDRA (AKA)

SUBJECT DESCRIPTION

FBI NUMBER 696423EA7 STATE ID NUMBER UNKNOWN (XX)

SOCIAL SECURITY NUMBER 458492304

SEX FEMALE RACE WHITE

HEIGHT 5'00" WEIGHT 111 DATE OF BIRTH 1966-01-22

HAIR COLOR BLACK EYE COLOR BROWN FINGERPRINT PATTERN 18PM152316PM52151917 (FPC)
18PM152316PM52151917 (FPC)

SCARS, MARKS, AND TATTOOS CODE DESCRIPTION, COMMENTS, AND IMAGES

SC L HND , SCAR ON LEFT HAND

PLACE OF BIRTH
MM
FINGERPRINT IMAGES

PHOTO IMAGES
PHOTO IMAGE AVAILABLE USINS BORDER PATROL DEL RIO TXINS0100
AVAILABLE IMAGE OTHER
(NO PHOTO IMAGE TRANSMITTED
COMMENT:ARRESTING AGENCY HAS PHOTO ASSOCIATED
WITH ARREST DATE OF 1985/11/28)

***** CRIMINAL HISTORY *****

===== CYCLE 1 =====
EARLIER EVENT DATE 1985-11-28

ARREST DATE 1985-11-28
ARREST CASE NUMBER A18399850
ARRESTING AGENCY TXINS0100 USINS BORDER PATROL DEL RIO
CHARGE 01
CHARGE LITERAL TRANSPORTING ILLEGAL ALIENS
AGENCY TXINS0100 USINS BORDER PATROL DEL RIO
SEVERITY

COURT DISPOSITION (CYCLE 1)
COURT AGENCY UNKNOWN
CHARGE 01
CHARGE LITERAL TRANSPORTING ILLEGAL ALIENS
SEVERITY
DISPOSITION (OTHER ; PROSECUTION DECLINED)
***** INDEX OF AGENCIES *****

AGENCY FBI-CJIS DIV-CLRKSBG CLARKSBURG; WVFBINFO00;
ADDRESS 1000 CUSTER HOLLOW RD
CLARKSBURG, WV 26306

AGENCY USINS BORDER PATROL DEL RIO; TXINS0100;
ADDRESS 2401 DODSON AVE
DEL RIO, TX 78840

* * * END OF RECORD * * *
MRI: 5247319 IN: NLET 70031 AT 05JUL2013 11:31:17
OUT: DLYQ 5 AT 05JUL2013 11:31:19

DISSEMINATED ON TLETS FOR CRIMINAL JUSTICE PURPOSES ONLY.

DATE: 07-05-2013 11:29:54 AM Type: Recv

SUBJECT: QH FROM CCH - QH: RODRIGUEZ, SANDRA, 19660122

Message:

Reference: 03T2000006

Msg ID : 03T2000006

Msg Key : QH

Date/Time: 20130705112945

Ent Agy :

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User :

ORI : TX057015A

Source : CCH

Dest : DLYQ

Control : TMS

Summary : QH: RODRIGUEZ, SANDRA, 19660122

TXT: NL01DLYQ TMS.QH.TX057015A

NAM/RODRIGUEZ, SANDRA.SEX/F.RAC/W.DOB/19660122.PUR/C.REQ/ADA A MOSELEY.OPR/INV T

SILVA

NO RECORD ON FILE

CRIME RECORDS SERVICE DPS AUSTIN TX 07/05/2013

MRI: 5244901 IN: CCH 15941 AT 05JUL2013 11:29:45

OUT: DLYQ 1 AT 05JUL2013 11:29:45

DISSEMINATED ON TLETS FOR CRIMINAL JUSTICE PURPOSES ONLY.

DATE: 07-05-2013 11:31:24 AM Type: Recv

SUBJECT: QR FROM CCH - QR: 696423EA7

Message:

Reference: 03T200000A

Msg ID : 03T200000A

Msg Key : QR

Date/Time: 20130705113115

Ent Agy:

Requester:

User:

ORI : TX057015A

Source : CCH

Dest : DLYQ

Control : TMS

Summary : QR: 696423EA7

TXT: NL01DLYQ TMS.QR.TX057015A
FBI/696423EA7.PUR/C.ATN/INV T SILVA.
NO RECORD ON FILE

CRIME RECORDS SERVICE DPS AUSTIN TX 07/05/2013
MRI: 5247272 IN: CCH 16020 AT 05JUL2013 11:31:15
OUT: DLYQ 3 AT 05JUL2013 11:31:15

DISSEMINATED ON TLETS FOR CRIMINAL JUSTICE PURPOSES ONLY.

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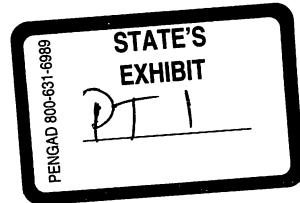
State's Pretrial Exhibit Number **1
Discovery Inventory
(Copy Attached)

CAUSE NUMBER F12-23749-W

STATE OF TEXAS § IN THE 363rd JUDICIAL
 VS. § DISTRICT COURT
 MATTHEW LEE JOHNSON § DALLAS COUNTY, TEXAS

DISCOVERY

Discovery including the items contained in the following inventory have been provided to defense counsel in this cause by Assistant District Attorney Andrea Moseley in the presence of DA Investigator, Lt. Tonia Silva. Any disclosure of this information is limited by the Agreed Discovery Order signed by the prosecutor, defense counsel and the District Judge.

INVENTORY (Total of 21 discs)

Disc One contains copies of the following documents:

- DA file regarding Cause Number F95-25906, 27 pages
- Records received from Ace Bail Bonds, 15 pages
- Addicare affidavit, 1 page
- Affidavit for Parkland Records, 5 pages
- Baylor Dallas affidavit, 1 page
- Baylor Garland records, 44 pages
- Beta scores – 2 pages
- Charlton Methodist Hospital affidavit, 1 page
- Completed autopsy report, 12 pages
- Garland PD reports relating to Daphne Johnson, 53 pages
- Detective's file, 218 pages
- Dallas Regional Medical Center, Mesquite, 3 pages
- Dallas PD citation records, 3 pages
- Dallas PD reports, 42 pages
- DA file regarding Cause Number F04-26728, 36 pages
- Doctor's Hospital records, 3 pages
- Employment records from Sanden, 161 pages
- Employment records from Shoreline, Inc., 1 page
- Employment records from XLC Services, 18 pages
- Evidence log and diagram, 6 pages
- Felony probation records, 32 pages
- Garland citations, 2 pages
- Garland EMS records, 13 pages
- Garland Fire Department reports, 14 pages
- Garland ISD records, 12 pages
- Garland PD supplements, 15 pages
- Garland PD booking reports, 19 pages
- Green Oaks medical records, 220 pages
- ME investigator report, 3 pages
- Medical City records
- Mesquite PD reports, 18 pages
- Methodist Dallas records, 6 pages
- Metrocare affidavit, 1 page
- Misdemeanor probation records, 3 pages
- Mugshot of defendant from Mesquite
- Mugshot of defendant from Richardson
- Mugshot of defendant dated 2/16/02
- Mugshot of defendant dated 12/14/02

- Mugshot of defendant dated 8/12/03
- Mugshot of defendant dated 1/8/04
- Mugshot of defendant dated 6/21/04
- Mugshot of defendant dated 9/15/04
- Mugshot of defendant dated 5/21/12
- OIG affidavit, 2 pages
- Page 11 of detective's file, 1 page
- Parkland Jail Medical Records, Part I of II, 31 pages
- Parkland Jail Medical Records, Part II of II, 9 pages
- Parkland medical records, 191 pages
- Photos of defendant's tattoos, 16 pages
- Physical Evidence reports, 28 pages
- Garland PD reports on prior incidents, 127 pages
- OSHA response letter, 1 page
- Pecan Valley records, 5 pages
- Presbyterian Hospital records, 40 pages
- Protection One records, 5 pages
- Protection One certified records, 14 pages
- Protective Order, Part I, 2 pages
- Protective Order, Part II, 70 pages
- Protective Order, Part III, 6 pages
- Renumbered section of detective's file, 19 pages
- DA file regarding Cause Number F95-25895, 20 pages
- Richardson PD reports, 4 pages
- DA file regarding Cause Number F04-26727, 41 pages
- South Garland HS surveillance supplement, 6 pages
- STGMO affidavit, 1 page
- Summer Sky records, 2 pages
- SWIFS DNA report by Ferreira, 8 pages
- TDCJ Emergency Action Center reports, 34 pages
- TDCJ Parole records, 77 pages
- TDCJ Rudd Unit records, 1 page
- DA file regarding Cause Number F11-42318, 41 pages
- TDCJ Use of Force affidavit, 1 page
- TDCJ medical records on defendant, 176 pages
- Terrell State Hospital affidavit, 1 page
- Timothy Johnson prison medical records, 818 pages
- Vernon State Hospital records, 5 pages
- Whip In site database report, 2 pages

Disc 2 contains the surveillance video of the offense.

Disc 3 contains the surveillance video from South Garland High School

Disc 4 contains photos, including 48 aerial photos, 127 photos of the crime scene and surrounding area, 21 photos of the defendant and property/evidence, and 30 photos of the complainant

Disc 5 contains the 911 calls and the radio traffic recorded by GPD call center/dispatch

Disc 6 contains Protection One records including the calls to GPD

Disc 7 contains the in-car video/audio of responding GPD officers (2 cars)

Disc 8 contains the in-car video/audio of transport officer to GPD

Disc 9 contains Part 1 of 3 of the video from GPD jail

Disc 10 contains Part 2 of 3 of the video from GPD jail

Disc 11 contains Part 3 of 3 of the video from GPD jail

Disc 12 contains the recording of the defendant's interview at GPD jail

Disc 13 contains the recorded calls by the defendant at GPD jail

Disc 14 contains the Parkland medical records of the complainant

Disc 15 contains the autopsy photographs

Disc 16 contains news reports of the offense

Disc 17 contains the footage provided by KXAS Channel 5

Disc 18 contains the footage provided by WFAA Channel 8

Disc 19 contains the footage provided by KTVT Channel 11

Disc 20 contains the raw footage provided by KTVT Channel 11

Disc 21 contains the footage provided by KDFW Channel 4

Received by:

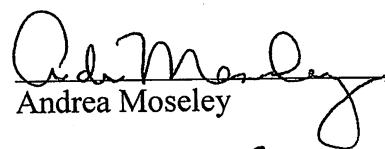


Counsel for Defendant

October 18, 2012

Date

Provided by:



Andrea Moseley



Witness

CAUSE NUMBER F12-23749-W

STATE OF TEXAS

§

IN THE 363rd JUDICIAL

VS.

§

DISTRICT COURT

MATTHEW LEE JOHNSON

§

DALLAS COUNTY, TEXAS

SUPPLEMENTAL DISCOVERY

Discovery including the items contained in the following inventory have been provided to defense counsel in this cause by Assistant District Attorney Andrea Moseley in the presence of DA Investigator, Lt. Tonia Silva. Any disclosure of this information is limited by the Agreed Discovery Order signed by the prosecutor, defense counsel and the District Judge.

INVENTORY (Total of 9 additional discs + one thumb drive)

Disc 22 contains copies of the following documents:

- Complete file from Armstrong Laboratories, 133 pages
- Reports from Armstrong Laboratories, 9 pages
- Records from Classic BMW, 188 pages
- Complete file from SWIFS – 213 pages
- CPS records, 1 page
- Defendant's Jail Medical records, 200 pages
- Eastfield Police Records, 2 pages
- Eastfield Education Records, 20 pages
- SWIFS serology bench notes, 3 pages
- SWIFS serology bench notes, 2 pages
- Mesquite Jail Records, 32 pages
- Mesquite PD Detective's file, 19 pages
- Inmate account records, 4 pages
- SWIFS serology reports, 4 pages
- Timothy Johnson TDCJ Unit file, 519 pages
- Texas Workforce Commission records, 117 pages

Disc 23 contains the surveillance video from each camera at Kwik Car

Disc 24 contains the surveillance video from Kwik Car, camera 11

Disc 25 contains the surveillance video (11/12/11) from Kwik Car, cameras 6, 12 and 15

Disc 26 contains the surveillance video (11/14/11) from Kwik Car, cameras 6, 12 and 15

Disc 27 contains duplicate video from Disc 26 (Kwik Car surveillance)

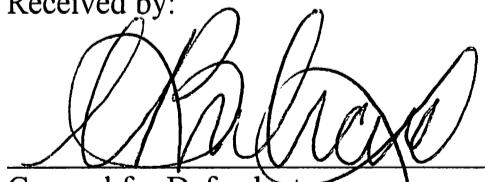
Disc 28 contains defendant's Parkland Hospital records from 6/29/12 – 1/14/13

Disc 29 contains video pulled by Tommy Hutson from the DVR equipment seized from offense location

Disc 30 contains videotaped statement of defendant regarding Theft 1500 offense in Mesquite

Defendant's I Phone contents provided to defense counsel on a thumb drive.

Received by:

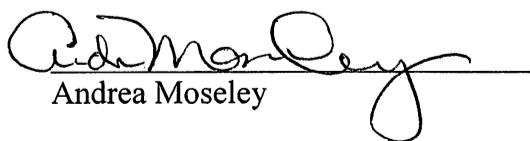


Counsel for Defendant

215/13

Date

Provided by:



Andrea Moseley



Witness

CAUSE NUMBER F12-23749-W

STATE OF TEXAS § IN THE 363rd JUDICIAL
VS. § DISTRICT COURT
MATTHEW LEE JOHNSON § DALLAS COUNTY, TEXAS

SECOND SUPPLEMENTAL DISCOVERY

Discovery including the items contained in the following inventory have been provided to defense counsel in this cause by Assistant District Attorney Andrea Moseley in the presence of DA Investigator, Lt. Tonia Silva. Any disclosure of this information is limited by the Agreed Discovery Order signed by the prosecutor, defense counsel and the District Judge.

INVENTORY (Total of 5 additional discs)

Disc 31 contains a copy of the Crime Scene Log from the Garland Police Department and the jail phone call log from May 20, 2012 until March 14, 2013.

Disc 32 contains recorded jail phone calls from May 20, 2012 until March 14, 2013.

Discs 33, 34 and 35 contain surveillance video from the Garland Police Department Jail and surrounding areas.

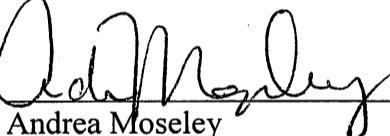
Disc 36 contains crime scene video made by the Garland Police Department.

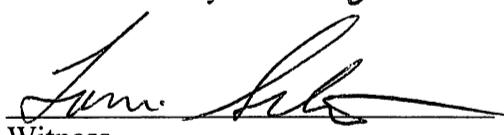
Received by:


Counsel for Defendant

3/15/13
Date

Provided by:


Andrea Moseley


Witness

CAUSE NUMBER F12-23749-W

STATE OF TEXAS § IN THE 363rd JUDICIAL
VS. § DISTRICT COURT
MATTHEW LEE JOHNSON § DALLAS COUNTY, TEXAS

THIRD SUPPLEMENTAL DISCOVERY

Discovery including the items contained in the following inventory have been provided to defense counsel in this cause by Assistant District Attorney Andrea Moseley in the presence of DA Investigator, Lt. Tonia Silva. Any disclosure of this information is limited by the Agreed Discovery Order signed by the prosecutor, defense counsel and the District Judge.

INVENTORY (Total of 4 additional discs)

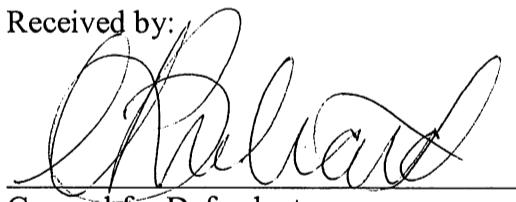
Disc 37 contains Amy Armstrong's Green Oaks records, Amy Armstrong's Metrocare records, Amy Armstrong's Parkland records, Amy Armstrong's Timberlawn records, DPD call sheet, DPD call log, DPD injured person report, 3 GPD property and evidence vouchers, SWIFS evidence submittal duplicate form, and TDCJ Access to Courts record.

Disc 38 contains Amy Armstrong's digital Parkland records.

Disc 39 contains audio recording of lineup shown to Amy Marecle.

Disc 40 contains video and audio recording of lineups shown to Lawrence Denson and Kenneth Marecle.

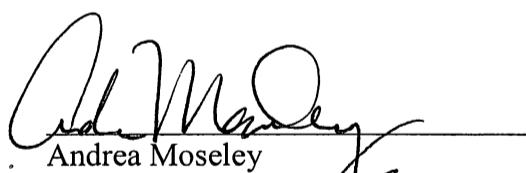
Received by:


Counsel for Defendant

Date

7-12-13

Provided by:


Andrea Moseley

Witness


Tonia Silva #405

CAUSE NUMBER F12-23749-W

STATE OF TEXAS § IN THE 363rd JUDICIAL
VS. § DISTRICT COURT
MATTHEW LEE JOHNSON § DALLAS COUNTY, TEXAS

FOURTH SUPPLEMENTAL DISCOVERY

Discovery including the items contained in the following inventory have been provided to defense counsel in this cause by Assistant District Attorney Andrea Moseley in the presence of DA Investigator, Lt. Tonia Silva. Any disclosure of this information is limited by the Agreed Discovery Order signed by the prosecutor, defense counsel and the District Judge.

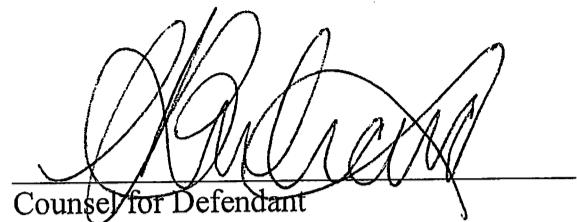
INVENTORY (Total of 4 additional discs)

Disc 41 contains copies of the following:

- Photographs of crime scene and surrounding area
- Incoming mail
- The defendant's Kwik Kar employee file
- Outgoing mail
- List of drug and alcohol treatment providers given to defendant by the social worker at Presbyterian Hospital
- DPD reports relating to Amy Armstrong
- Mesquite reports relating to Amy Armstrong
- Custodian of records affidavit from Terrell State Hospital
- DA file regarding F00-46650
- DA file regarding F93-01655
- DA file regarding F95-44013
- Defendant's jail medical records
- Detective Tooke's file as of 9/25/13
- Eastfield College records
- Medical Examiner's file
- Probation records
- Garland Fire Department records
- Two letters from defendant dated 9/17/13
- 3 jail incident reports
- Plano PD records
- Print media articles
- Defendant's resident account summary
- DSO records
- Timothy Johnson's TDCJ medical records
- Investigator Standley's personnel file
- Officer Lowen's personnel file from Caddo Mills PD
- Custodian of records affidavit from Addicare
- Custodian of records affidavit from Dallas Regional Medical Center
- Jail call log from 3/14/13-9/26/13
- Custodian of records affidavit from Medical City Hospital
- Custodian of records affidavit from North Texas State Hospital
- Custodian of records affidavit from Shoreline, Inc.

Disc 42 contains the defendant's jail calls from 03/14/13-09/26/13

Received by:

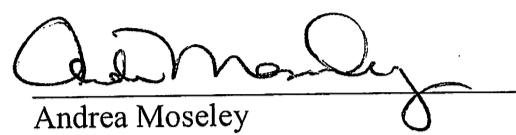


John D. Jackson
Counsel for Defendant

Date

9/27/13

Provided by:



Andrea Moseley
Andrea Moseley

Witness



John D. Jackson

CAUSE NUMBER F12-23749-W

STATE OF TEXAS § **IN THE 363rd JUDICIAL**
VS. § **DISTRICT COURT**
MATTHEW LEE JOHNSON § **DALLAS COUNTY, TEXAS**

FIFTH SUPPLEMENTAL DISCOVERY

Discovery including the items contained in the following inventory have been provided to defense counsel in this cause by Assistant District Attorney Andrea Moseley in the presence of DA Investigator, Lt. Tonia Silva. Any disclosure of this information is limited by the Agreed Discovery Order signed by the prosecutor, defense counsel and the District Judge.

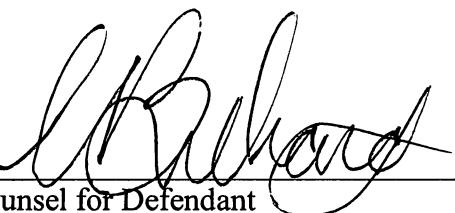
INVENTORY (Total of 3 additional discs)

Disc 43 contains surveillance video from Kwik Kar.

Disc 44 contains surveillance video from Kwik Kar.

Disc 45 contains photographs of the evidence at the Garland Police Property Room.

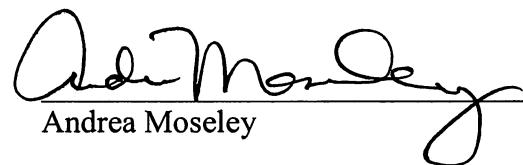
Received by:


Counsel for Defendant

Date

10/10/13

Provided by:


Andrea Moseley

Witness



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State's Exhibit Number 1

11

Photo of Victim

12

(Copy Attached)

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State's Voir Dire Exhibit Number *2
Plank Criminal History
(Copy Attached)

WD Exh. #2

DATE: 07-05-2013 12:20:24 PM Type: Recv

SUBJECT: QH FROM CCH - QH: PLANK, TERRY, 19560622

Message:

Reference: 03T2000030

Msg ID : 03T2000030

Msg Key : QH

Date/Time: 20130705122014

Ent Agy :

Requester:

User :

ORI : TX057015A

Source : CCH

Dest : DLYQ

Control : TMS

Summary : QH: PLANK, TERRY, 19560622

TXT: NL01DLYQ TMS.QH.TX057015A
 NAM/PLANK, TERRY. SEX/M. RAC/W. DOB/19560622. PUR/C. REQ/ADA A MOSELEY. OPR/INV T SILVA
 TEXAS DEPARTMENT OF PUBLIC SAFETY COMPUTERIZED CRIMINAL HISTORY

THE FOLLOWING RECORD PERTAINS TO DPS NUMBER/TX 02802652

NAME(S)
 PLANK, TERRY ALLAN
 PLANK, TERRY (AKA)

| | | |
|------------------|-----------------|----------------------|
| FBI NUMBER | DPS NUMBER | |
| | TX 02802652 | |
| SOCIAL SECURITY | DRIVERS LICENSE | ID NUMBER |
| 241041719 | 09107132 TX | |
| SEX | RACE | SKIN TONE |
| M | W | |
| HEIGHT | WEIGHT | DATE OF BIRTH |
| 600 | 160 | 06-22-1956 |
| HAIR COLOR | EYE COLOR | FINGERPRINT PATTERN |
| BRO | BLU | POPI07PO17DIP006CI12 |
| AFIS FINGERPRINT | RIDGE COUNT | PRIMARY CLASS |

HENRY CLASS
 7 O 29 - IIO 17 WSW
 I 20 - OII WSC

PLACE OF BIRTH CITIZEN III CODE
 OK US

DNA
 N

DATE OF REPORT ORIGINATION DATE DATE OF LAST UPDATE
 07-05-2013 12-01-1980 10-16-1987

=====

TOTAL ARRESTS 2

MOST RECENT OCCURRENCE OFFENSE SUMMARY
 10-18-1980 1 INDECENT EXPOSURE
 09-30-1987 1 DRIVING UNDER INFLUENCE LIQUOR
 LAST ARRESTING AGENCY TX0572000 - RICHARDSON PD

NO CUSTODY INFORMATION AVAILABLE

THIS IS SUMMARY DATA ONLY. USE (QR) TO REQUEST A FULL RAP.

UNAUTHORIZED USE OR DISCLOSURE OF THE INFORMATION CONTAINED IN THIS RECORD
 MAY RESULT IN SEVERE CRIMINAL PENALTIES.
 SEE TEXAS GOVERNMENT CODE SECTION 411.085.
 END OF RECORD

CRIME RECORDS SERVICE DPS AUSTIN TX 07/05/2013
 MRI: 5324435 IN: CCH 17960 AT 05JUL2013 12:20:14
 OUT: DLYQ 65 AT 05JUL2013 12:20:15

DISSEMINATED ON TLETS FOR CRIMINAL JUSTICE PURPOSES ONLY.

DATE: 07-05-2013 12:20:24 PM Type: Recv

SUBJECT: QH FROM NCIC - QH: PLANK, TERRY, 19560622
Message:
Reference: 03T2000030
Msg ID : 03T2000030
Msg Key : QH
Date/Time: 20130705122016
Ent Agy :
Requester:
User :
ORI : TXNCIC000
Source : NCIC
Dest : DLYQ
Control : TMS
Summary : QH: PLANK, TERRY, 19560622

TXT: 7L01DLYQ TMS

TX057015A

THIS NCIC INTERSTATE IDENTIFICATION INDEX RESPONSE IS THE RESULT OF YOUR

INQUIRY ON NAM/PLANK, TERRY SEX/M RAC/W DOB/19560622 PUR/C

| NAME | FBI NO. | INQUIRY DATE |
|--------------------|-----------|--------------|
| PLANK, TERRY ALLAN | 537432RC3 | 2013/07/05 |

SEX RACE BIRTH DATE HEIGHT WEIGHT EYES HAIR PHOTO
M W 1956/06/22 600 160 BLU BRO N

BIRTH PLACE
OKLAHOMA

| FINGERPRINT CLASS | PATTERN CLASS |
|-------------------|-------------------------------------|
| | WU WU RS WU RS WU WU LS LS LS WU |

SOCIAL SECURITY
241-04-1719

IDENTIFICATION DATA UPDATED 2007/05/20

THE CRIMINAL HISTORY RECORD IS MAINTAINED AND AVAILABLE FROM THE
FOLLOWING:

FBI - FBI/537432RC3

THE RECORD(S) CAN BE OBTAINED THROUGH THE INTERSTATE IDENTIFICATION
INDEX BY USING THE APPROPRIATE NCIC TRANSACTION.

END

MRI: 5324440 IN: NCIC 128454 AT 05JUL2013 12:20:14
OUT: DLYQ 66 AT 05JUL2013 12:20:16

DISSEMINATED ON TLETS FOR CRIMINAL JUSTICE PURPOSES ONLY.

DATE: 07-05-2013 12:21:12 PM Type: Recv

SUBJECT: QR FROM CCH - QR: TX02802652
 Message:
 Reference: 03T200003S
 Msg ID : 03T200003S
 Msg Key : QR
 Date/Time: 20130705122103
 Ent Agy :
 Requester:
 User :
 ORI : TX057015A
 Source : CCH
 Dest : DLYQ
 Control : TMS
 Summary : QR: TX02802652

TXT: NL01DLYQ TMS.QR.TX057015A
 SID/TX02802652.PUR/C.ATN/INV T SILVA.
 TEXAS DEPARTMENT OF PUBLIC SAFETY COMPUTERIZED CRIMINAL HISTORY

THE FOLLOWING RECORD PERTAINS TO DPS NUMBER/TX 02802652

NAME(S)
 PLANK, TERRY ALLAN
 PLANK, TERRY (AKA)

| | | |
|------------------|-----------------|----------------------|
| FBI NUMBER | DPS NUMBER | |
| | TX 02802652 | |
| SOCIAL SECURITY | DRIVERS LICENSE | ID NUMBER |
| 241041719 | 09107132 TX | |
| SEX | RACE | SKIN TONE |
| M | W | |
| HEIGHT | WEIGHT | DATE OF BIRTH |
| 600 | 160 | 06-22-1956 |
| HAIR COLOR | EYE COLOR | FINGERPRINT PATTERN |
| BRO | BLU | POPI07PO17DIPO06CI12 |
| AFIS FINGERPRINT | RIDGE COUNT | PRIMARY CLASS |

HENRY CLASS
 7 O 29 - IIO 17 WSW
 I 20 - OII WSC

PLACE OF BIRTH CITIZEN III CODE
 OK US

DNA
 N

DATE OF REPORT ORIGINATION DATE DATE OF LAST UPDATE
 07-05-2013 12-01-1980 10-16-1987

=====

EVENT CYCLE 1
 ARREST DATE 10-18-1980
 TYPE ADULT
 AGENCY TX2201600 - HURST PD

 TRACKING SUFFIX *001

 OFFENSE DATA
 AGENCY ID NUMBER 15449
 OFFENSE INDECENT EXPOSURE
 OFFENSE DESC INDECENT EXPOSURE
 DISPOSITION BAIL/RELEASED ON OWN RECOGNIZANCE

 NO PROSECUTION DATA AVAILABLE

 NO COURT DATA AVAILABLE

=====

EVENT CYCLE 2
 ARREST DATE 09-30-1987
 TYPE ADULT
 AGENCY TX0572000 - RICHARDSON PD

TRACKING SUFFIX *001

OFFENSE DATA

AGENCY ID NUMBER 51988
OFFENSE DRIVING UNDER INFLUENCE LIQUOR
OFFENSE DESC DWI

NO PROSECUTION DATA AVAILABLE

NO COURT DATA AVAILABLE

===== NO CUSTODY DATA AVAILABLE =====

UNAUTHORIZED USE OR DISCLOSURE OF THE INFORMATION CONTAINED IN THIS RECORD
MAY RESULT IN SEVERE CRIMINAL PENALTIES.
SEE TEXAS GOVERNMENT CODE SECTION 411.085.
END OF RECORD

CRIME RECORDS SERVICE DPS AUSTIN TX 07/05/2013
MRI: 5325655 IN: CCH 17990 AT 05JUL2013 12:21:03
OUT: DLYQ 67 AT 05JUL2013 12:21:04

DISSEMINATED ON TLETS FOR CRIMINAL JUSTICE PURPOSES ONLY.

DATE: 07-05-2013 12:20:20 PM Type: Sent

SUBJECT: QH: PLANK, TERRY, 19560622

Message:

Reference: 03T2000030

Msg ID : 03T2000030

Msg Key : QH

Date/Time: 20130705122020

Ent Agy :

Requester:

User :

ORI : TX057015A

Source :

Control : TMS

Summary : QH: PLANK, TERRY, 19560622

NAM: PLANK, TERRY DOB: 19560622 SEX: M RAC: W PUR: C REQ: ADA A MOSELEY OPR: INV
T SILVA RFI: F12-23749
DISSEMINATED ON TLETS FOR CRIMINAL JUSTICE PURPOSES ONLY.

DATE: 07-05-2013 12:21:13 PM Type: Recv

SUBJECT: QR FROM NCIC - QR: TX02802652
Message:
Reference: 03T200003S
Msg ID : 03T200003S
Msg Key : QR
Date/Time: 20130705122105
Ent Agy :
Requester:
User :
ORI : TXNCIC000
Source : NCIC
Dest : DLYQ
Control : TMS
Summary : QR: TX02802652

TXT: NL01DLYQ TMS

TX057015A

NO IDENTIFIABLE RECORD IN THE NCIC INTERSTATE IDENTIFICATION INDEX

(III) FOR SID/TX02802652.PUR/C.

NOTICE -- THIS DOES NOT PRECLUDE THE POSSIBLE EXISTENCE OF MATCHING RECORDS IN LOCAL, STATE, OR FBI CJIS DIVISION FILES THAT ARE NOT INDEXED IN THE NCIC III. IF YOU DESIRE A SEARCH OF THE FBI CJIS DIVISION FILES, A FINGERPRINT CARD SHOULD BE SUBMITTED.

END

MRI: 5325669 IN: NCIC 128659 AT 05JUL2013 12:21:03
OUT: DLYQ 68 AT 05JUL2013 12:21:05

DISSEMINATED ON TLETS FOR CRIMINAL JUSTICE PURPOSES ONLY.

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10 State's Pretrial Exhibit Number **2

11 Pretrial Discovery Provided by State to Defense Counsel

12 (Copy Not Attached)

13 (Envelope sealed by the State-Containing personal information)

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State's Exhibit Number 2

11

Photograph

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(Copy Attached)

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10 State's Voir Dire Exhibit Number *3
11 Watson Criminal History
12 (Copy Attached)

13
14 And

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16 State's Voir Dire Exhibit *3
17 Brian Macdonough Letter
18 (Duplication in numbers)
19 (Copy Attached)

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EXJ156 NAME ENTERED WATSON KEENAN

NAME TYPE DF

LN Case 3:19-cv-02310-SE Document 105-29 Filed 05/11/21 Page 35 of 148 PageID 11209
01 WATSON-KEENAN ONEAL BM 120367 MB0035305 MG FAIL ID FUG NO DISM
02 WATSON KEENAN ONEAL BM 120367 MB0752528 MC POSS MJ DISM
* * * END OF RECORDS RETRIEVED * * *
LINE NO 01 FOR CURRENT BOND DATA USE AIS SYSTEM

NAME TYPE DF
01 WATSON-KEENAN ONEAL BM 120367 MB0035305 MG FAIL ID FUG NO DISM
02 WATSON KEENAN ONEAL BM 120367 MB0752528 MC POSS MJ DISM
* * * END OF RECORDS RETRIEVED * * *
LINE NO 01 FOR CURRENT BOND DATA USE AIS SYSTEM

NAME TYPE DF
01 WATSON-KEENAN ONEAL BM 120367 MB0035305 MG FAIL ID FUG NO DISM
02 WATSON KEENAN ONEAL BM 120367 MB0752528 MC POSS MJ DISM
* * * END OF RECORDS RETRIEVED * * *
LINE NO 01 FOR CURRENT BOND DATA USE AIS SYSTEM

✓D Ex. 3

DATE: 07-16-2013 11:17:17 AM Type: Recv

SUBJECT: QH FROM CCH - QH: WATSON, KEENAN, 19671203
Message:
Reference: 03TD000072
Msg ID : 03TD000072
Msg Key : QH
Date/Time: 20130716111706
Ent Agy :
Requester:
User :
ORI : TX057015A
Source : CCH
Dest : DLYQ
Control : TMS
Summary : QH: WATSON, KEENAN, 19671203

TXT: NL01DLYQ TMS.QH.TX057015A
NAM/WATSON, KEENAN. SEX/M.RAC/B.DOB/19671203.PUR/C.REQ/ADA A MOSELEY.OPR/INV T
SILVA
TEXAS DEPARTMENT OF PUBLIC SAFETY COMPUTERIZED CRIMINAL HISTORY

THE FOLLOWING RECORD PERTAINS TO DPS NUMBER/TX 06567300

NAME(S)
WATSON, KEENAN ONEAL
WATSON, KEENAN O (AKA)

FBI NUMBER DPS NUMBER
512138PB4 TX 06567300

SOCIAL SECURITY DRIVERS LICENSE ID NUMBER
462634970 16197978 TX

MISCELLANEOUS NUMBERS
TEXAS PRIVATE SECURITIES IC-04935
CONSOLIDATED RECORD TX-09180580

SEX RACE SKIN TONE
M B MBR

HEIGHT WEIGHT DATE OF BIRTH
504 170 12-03-1967

HAIR COLOR EYE COLOR FINGERPRINT PATTERN
BLK BRO

AFIS FINGERPRINT RIDGE COUNT PRIMARY CLASS
AAARRSASLS

PLACE OF BIRTH CITIZEN III CODE
TX US SINGLE-STATE

SCARS, MARKS, AND TATTOOS ALIAS DOB
SC FACE

DNA
N

DATE OF REPORT ORIGINATION DATE DATE OF LAST UPDATE
07-16-2013 11-04-2000 01-12-2011

=====

TOTAL ARRESTS 2

MOST RECENT OCCURRENCE OFFENSE SUMMARY
04-04-2007 1 POSS MARIJ < 2OZ
10-05-2000 1 FAIL TO IDENTIFY FUGITIVE FROM JUSTICE
LAST ARRESTING AGENCY TXDPD0000 - DALLAS POLICE DEPARTMENT

NO CUSTODY INFORMATION AVAILABLE

THIS IS SUMMARY DATA ONLY. USE (QR) TO REQUEST A FULL RAP.

UNAUTHORIZED USE OR DISCLOSURE OF THE INFORMATION CONTAINED IN THIS RECORD
MAY RESULT IN SEVERE CRIMINAL PENALTIES.
SEE TEXAS GOVERNMENT CODE SECTION 411.085.
END OF RECORD

CRIME RECORDS SERVICE DPS AUSTIN TX 07/16/2013

MRI: 23438172 IN: CCH 19942 AT 16JUL2013 11:17:06
OUT: DLYQ 123 AT 16JUL2013 11:17:08

DISSEMINATED ON TLETS FOR CRIMINAL JUSTICE PURPOSES ONLY.

DATE: 07-16-2013 11:17:18 AM Type: Recv

SUBJECT: QH FROM NCIC - QH: WATSON, KEENAN, 19671203
Message:
Reference: 03TD000072
Msg ID : 03TD000072
Msg Key : QH
Date/Time: 20130716111708
Ent Agy :
Requester:
User :
ORI : TXNCIC000
Source : NCIC
Dest : DLYQ
Control : TMS
Summary : QH: WATSON, KEENAN, 19671203

TXT: 7L01DLYQ TMS

TX057015A

THIS NCIC INTERSTATE IDENTIFICATION INDEX RESPONSE IS THE RESULT OF YOUR

INQUIRY ON NAM/WATSON, KEENAN SEX/M RAC/B DOB/19671203 PUR/C

NAME FBI NO. INQUIRY DATE

WATSON, KEENAN ONEAL 512138PB4 2013/07/16

SEX RACE BIRTH DATE HEIGHT WEIGHT EYES HAIR PHOTO
M B 1967/12/03 504 115 BRO BLK N

BIRTH PLACE

TEXAS

| FINGERPRINT CLASS | PATTERN CLASS |
|-------------------|-------------------|
| AU RS RS RS | AU AU AU AU LS AU |
| RS WU | RS LS |

ALIAS NAMES

WATSON, KEENAN O WATSON, KEENAN O NEAL
WATSON, KEENAN O-NEAL WATSON, KENO

SCARS-MARKS-

TATTOOS SOCIAL SECURITY MISC NUMBERS
SC FACE 462-63-4970 AF-462634970

IDENTIFICATION DATA UPDATED 2007/04/04

THE CRIMINAL HISTORY RECORD IS MAINTAINED AND AVAILABLE FROM THE
FOLLOWING:

TEXAS - STATE ID/TX06567300

THE RECORD(S) CAN BE OBTAINED THROUGH THE INTERSTATE IDENTIFICATION
INDEX BY USING THE APPROPRIATE NCIC TRANSACTION.

END

MRI: 23438177 IN: NCIC 110293 AT 16JUL2013 11:17:06
OUT: DLYQ 124 AT 16JUL2013 11:17:08

DISSEMINATED ON TLETS FOR CRIMINAL JUSTICE PURPOSES ONLY.

DATE: 07-16-2013 11:18:09 AM Type: Recv

SUBJECT: QR FROM CCH - QR: TX06567300
 Message:
 Reference: 03TD000076
 Msg ID : 03TD000076
 Msg Key : QR
 Date/Time: 20130716111757
 Ent Agy :
 Requester:
 User :
 ORI : TX057015A
 Source : CCH
 Dest : DLYQ
 Control : TMS
 Summary : QR: TX06567300

TX: 2L01DLYQ TMS.QR.TX057015A
 SID/TX06567300.PUR/C.ATN/INV T SILVA.
 TEXAS DEPARTMENT OF PUBLIC SAFETY COMPUTERIZED CRIMINAL HISTORY

THE FOLLOWING RECORD PERTAINS TO DPS NUMBER/TX 06567300

NAME(S)
 WATSON, KEENAN ONEAL
 WATSON, KEENAN O (AKA)

FBI NUMBER DPS NUMBER
 512138PB4 TX 06567300

SOCIAL SECURITY DRIVERS LICENSE ID NUMBER
 462634970 16197978 TX

MISCELLANEOUS NUMBERS
 TEXAS PRIVATE SECURITIES IC-04935
 CONSOLIDATED RECORD TX-09180580

SEX RACE SKIN TONE
 M B MBR

HEIGHT WEIGHT DATE OF BIRTH
 504 170 12-03-1967

HAIR COLOR EYE COLOR FINGERPRINT PATTERN
 BLK BRO

AFIS FINGERPRINT RIDGE COUNT PRIMARY CLASS
 AAARRSASLS

PLACE OF BIRTH CITIZEN III CODE
 TX US SINGLE-STATE

SCARS, MARKS, AND TATTOOS ALIAS DOB
 SC FACE

DNA
 N

DATE OF REPORT ORIGINATION DATE DATE OF LAST UPDATE
 07-16-2013 11-04-2000 01-12-2011

=====
 EVENT CYCLE 1
 TRACKING NUMBER 0040912450
 ARREST DATE 10-05-2000
 TYPE ADULT
 AGENCY TX0571500 - IRVING PD
 NAME WATSON, KEENAN ONEAL

TRACKING SUFFIX A001

OFFENSE DATA
 AGENCY ID NUMBER 168881
 AGENCY CASE NUMBER M00353050
 OFFENSE DATE 10-05-2000
 OFFENSE FAIL TO IDENTIFY FUGITIVE FROM JUSTICE
 CITATION PC 38.02 (d)
 OFFENSE DESC M00353050
 LEVEL & DEGREE MISDEMEANOR - CLASS B
 DISPOSITION DISPOSITION UNKNOWN

DISPOSITION DATE 10-05-2000
 REFERRED TX057015A - CRIMINAL DISTRICT ATTORNEYS OFFICE
 DALLAS

PROSECUTION DATA
 PROSECUTION AGENCY TX057015A - CRIMINAL DISTRICT ATTORNEYS OFFICE
 DALLAS
 ACTION PROSECUTOR ACCEPTS THE CHARGE
 OFFENSE FAIL TO IDENTIFY FUGITIVE FROM JUSTICE
 CITATION PC 38.02(d)
 OFFENSE DESC M-0035305
 LEVEL & DEGREE MISDEMEANOR - CLASS B

NO COURT DATA AVAILABLE

=====

EVENT CYCLE 2
 TRACKING NUMBER 9108142378
 ARREST DATE 04-04-2007
 TYPE ADULT
 AGENCY TXDPD0000 - DALLAS POLICE DEPARTMENT
 NAME WATSON, KEENAN ONEAL

TRACKING SUFFIX A001

OFFENSE DATA
 AGENCY ID NUMBER 874449
 AGENCY CASE NUMBER 07025060
 OFFENSE AGENCY TXDPD0000 - DALLAS POLICE DEPARTMENT
 OFFENSE DATE 04-04-2007
 OFFENSE POSS MARIJ < 20Z
 CITATION HSC 481.121(b)(1)
 OFFENSE DESC M0752528
 LEVEL & DEGREE MISDEMEANOR - CLASS B
 DISPOSITION HELD
 DISPOSITION DATE 04-04-2007
 REFERRED TX057015A - CRIMINAL DISTRICT ATTORNEYS OFFICE
 DALLAS

PROSECUTION DATA
 PROSECUTION AGENCY TX057015A - CRIMINAL DISTRICT ATTORNEYS OFFICE
 DALLAS
 ACTION PROSECUTOR ACCEPTS THE CHARGE
 OFFENSE POSS MARIJ < 20Z
 CITATION HSC 481.121(b)(1)
 OFFENSE DESC M-0752528
 LEVEL & DEGREE MISDEMEANOR - CLASS B

COURT DATA
 COURT AGENCY TX057323J - COUNTY CRIMINAL COURT #3 DALLAS
 COURT OFFENSE POSS MARIJ < 20Z
 CITATION HSC 481.121(b)(1)
 LEVEL & DEGREE MISDEMEANOR - CLASS B
 DISPOSITION DEFERRED
 DISPOSITION DATE 05-11-2007
 SENTENCE DATE 05-11-2007
 CAUSE NUMBER M-0752528
 FINAL PLEADING NO CONTEST OR NOLO CONTENDERE
 PROBATION 6M
 FINE 300
 COURT COST 384
 PROVISION DEFERRED ADJUDICATION
 RECEIVING CUSTODY TX057045G - COMMUNITY SUPERVISION &
 CORRECTIONS DEPARTMENT

COURT DATA
 COURT AGENCY TX057323J - COUNTY CRIMINAL COURT #3 DALLAS
 COURT OFFENSE POSS MARIJ < 20Z
 CITATION HSC 481.121(b)(1)
 LEVEL & DEGREE MISDEMEANOR - CLASS B
 DISPOSITION COMMUNITY SUPERVISION EXPIRED
 DISPOSITION DATE 08-06-2008
 SENTENCE DATE 08-06-2008
 CAUSE NUMBER M-0752528
 FINAL PLEADING UNREPORTED/OR UNKNOWN
 PROVISION DEFENDANT DISCHARGED

=====

NO CUSTODY DATA AVAILABLE

THIS IS A SINGLE-STATE RECORD. NO ADDITIONAL CRIMINAL HISTORY

INFORMATION IS INDEXED AT III FOR OTHER STATE OR FEDERAL OFFENSES.

UNAUTHORIZED USE OR DISCLOSURE OF THE INFORMATION CONTAINED IN THIS RECORD
MAY RESULT IN SEVERE CRIMINAL PENALTIES.
SEE TEXAS GOVERNMENT CODE SECTION 411.085.
END OF RECORD

CRIME RECORDS SERVICE DPS AUSTIN TX 07/16/2013
MRI: 23439620 IN: CCH 19999 AT 16JUL2013 11:17:57
OUT: DLYQ 125 AT 16JUL2013 11:18:00

DISSEMINATED ON TLETS FOR CRIMINAL JUSTICE PURPOSES ONLY.

DATE: 07-16-2013 11:17:13 AM Type: Sent

SUBJECT: QH: WATSON, KEENAN, 19671203
Message:
Reference: 03TD000072
Msg ID : 03TD000072
Msg Key : QH
Date/Time: 20130716111713
Ent Agy :
Requester:
User :
ORI : TX057015A
Source :
Control : TMS
Summary : QH: WATSON, KEENAN, 19671203

NAM: WATSON, KEENAN DOB: 19671203 SEX: M RAC: B PUR: C REQ: ADA A MOSELEY OPR:
INV T SILVA RFI: F12-23749
DISSEMINATED ON TLETS FOR CRIMINAL JUSTICE PURPOSES ONLY.

MATTELLI TRAVANTO, M.D.

PLASTIC & RECONSTRUCTIVE SURGEON

October 11, 2013

Juror # 797 A

Mr. Brian Macdonough
414 Rollingridge Ln
Garland, TX 75043

Dear Brian:

Your surgery has been scheduled for Tuesday, October 29th at 2:30 PM at Forest Park Medical Center Frisco located 5500 Frisco Square Blvd., Frisco, TX 75034-3305. Arrive at least 2 hours before scheduled time for check in the day of surgery.

Please contact our office at (214) 827-2873 and schedule a follow up appointment once you have been released from the hospital.

Sincerely,

Sandy Hunt

Sandy Hunt
Practice Coordinator

Voir dire
Exhibit # 3

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State's Pretrial Exhibit Number **3
State's Disclosure
(Copy Attached)



State's Disclosure to Defense

State v. Matthew Johnson F12-23749

1. Both Amy Marecle and Ken Marecle believe that the defendant was high on drugs or "crazy" when he was at their house.
2. At Kwik Car, the owner, David Contente, believed that the defendant was a loyal employee and he trusted him. He was reliable. He was shocked that the defendant stole from him.
3. At Sanden, the defendant performed well on the job, but had an attendance problem. When he was there, he got along with others and was a good employee.
4. At XLC, his supervisor and manager, Johnny Wright and Donald Dunlap, say that the defendant was a quiet employee who did his job. He didn't start trouble and didn't give them any problems. He was absent without notification for two days. The following day, he came in and told them that he had gone on a drug binge and needed help. The manager told him to go home and come back the following week to talk to the human resources manager who was on vacation that week.
5. Amy Armstrong has mental health issues and is currently taking medication for Bi-Polar Disorder. She says that after one incident of the defendant threatening to break into her home, she shot at him with a firearm.
6. Detective Corder and other officers from Mesquite who investigated the theft from November of 2011 say that the defendant seemed remorseful for his actions and was visibly upset (tears in his eyes) when they contacted him. He told Detective Corder that he felt badly for doing this to his boss because his boss gave him a job despite his criminal history.
7. Officers who investigated the disorderly conduct charge in Garland in 2012 say that the defendant told them he smoked crack the night before and had a drug problem. They didn't find a crack pipe, but did find a "push rod" that the defendant admitted he used for drugs. The defendant was cooperative with them until he was told that he would have to leave the motel. He denied exposing himself to the motel housekeeping lady.
8. Officer Ansley, Dallas Police Department, was transporting the defendant to Detox when the defendant began acting erratically and continually unbuckling his seat belt. Officer Ansley then contacted DFD for an ambulance to transport the defendant to Presbyterian for possible drug overdose. Officer Ansley does not remember the defendant making any threats to him. The defendant was rambling about God and saying that he didn't want them to kill him because he wasn't ready to meet God.
9. On 12/4/2011, the defendant cooperated with Garland police officers when a neighbor reported that someone had been sitting in front of her residence and staring through her windows. The defendant told officers that he saw the man, confronted him, and wrote down his license plate. He told the police he had seen the man looking through the neighbor's windows on four to five occasions. The neighbor's name is Decinda Sarratt. The Garland police officer's name is M. Perry #8304.
10. Officer Harrell, who was working off-duty at a club in Dallas, encountered the defendant in a drug-induced haze. He contacted the dispatcher who sent patrol officers to take the defendant to Presbyterian Hospital. He isn't certain how long afterward, but at some point, days or weeks after this encounter, he saw the defendant again in the same club parking lot. He said that he asked the defendant why he was there and the defendant said he was looking for his car. The defendant claimed that he had no recollection of the previous encounter when he was taken to

the hospital. Officer Harrell says that the defendant was polite and didn't appear intoxicated on this second encounter.

11. Monica Cajas says that she knew the defendant as his landlord. She says that she never saw any indication of drug use or abuse by the defendant. He was always polite and soft-spoken when she dealt with him. He was a good tenant. She was surprised to hear that he had committed such a horrible crime. She believes that his wife, Daphne, was putting a lot of pressure on him and that he must've snapped. She doesn't believe that the person she knew would be capable of this crime.
12. Crime Scene investigator Standley at the Garland Police Department claims to have no short term memory. She told me that she would not be able to remember her investigation of this offense. She claims that even her notes would not refresh her recollection.
13. The victim, Nancy Harris, was involved in an intimate relationship with a man who is married. It is my understanding that this relationship was ongoing at the time of her death.
14. Carlton Jenkins, the inmate with whom the defendant fought in prison, says that he engaged in the fight with the defendant, but the defendant started it. He says that he couldn't refuse to fight and still be safe in the prison dormitory. He's not sure he ever landed any punches, but he did "fight back".
15. Cedric Brown stabbed the defendant during an altercation in Garland on 7/23/04. He says that he believes that the defendant must have been high on drugs. He was acting erratically and responded to him violently and aggressively. During this encounter, the defendant charged at Cedric and Cedric stabbed him in the side with a pocket knife. The defendant left the scene with his brother and told the police he fell on a knife. The defendant didn't cooperate with the police and no charges were ever filed.
16. Detention Officer L.K. Edwards #3283 told me that the defendant didn't regularly give her any hassles. She said that he would always come out of his cell to get his medication or his tray wearing a "do-rag". This is against the rules in the jail and he is aware of this. However, it isn't uncommon among the inmates. When she tells him to take it off, he does so without argument. She says that he is generally polite and quiet with her. She isn't aware of how he behaves with other officers.
17. The bailiffs who deal with the defendant in court during voir dire say that the defendant doesn't give them any trouble. He is courteous and follows orders.
18. Gioconda Verdeguer is the human resources manager at XLC where the defendant worked in 2012. She said that the defendant came forward and admitted that he had relapsed on drugs voluntarily. Due to this disclosure, she met with him and told him that he couldn't continue to work there unless he got help. She said he seemed like he was really sincere in wanting help and concerned about losing his job. She told him that she would keep his job open for him and in 3 months he could come back, but he would have to show that he had received treatment and be able to pass a drug test. He would then be subjected to random, frequent testing. She said that he was, as far as she knew, a good employee and was polite and respectful to her. She said he was upset at not being able to come back to work, but he seemed more upset with himself. It was not directed at her.

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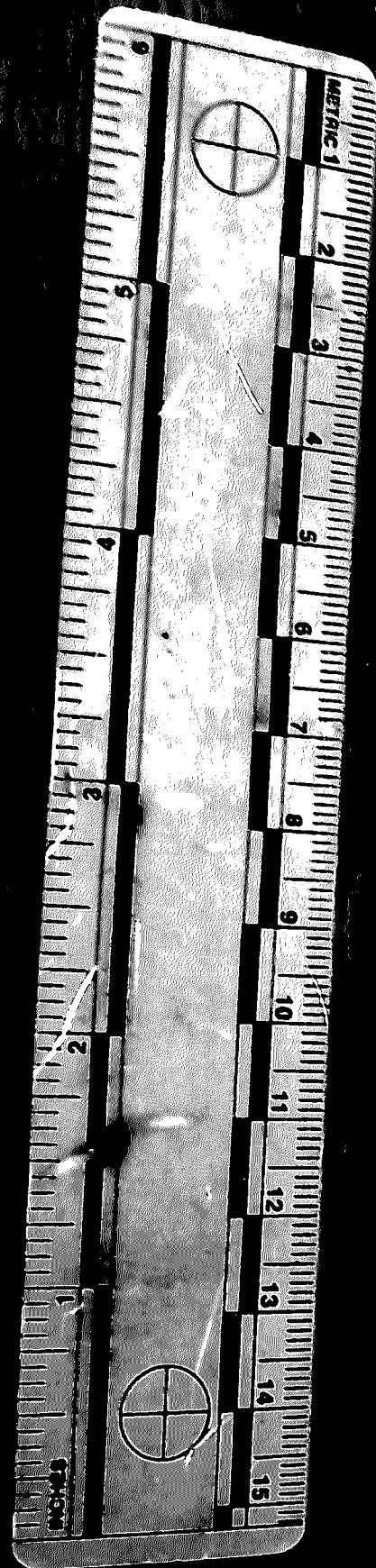

Catherine Bernhard
Attorney for Defendant

10/10/13

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State's Exhibit Number 3
Photograph
(Copy Attached)



STATE'S
EXHIBIT
3
PENGARD 800-631-6989

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10 State's Voir Dire Exhibit Number *4
11 Beck Arguijo Letter
12 (Copy Attached)

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William F. Cox, M.D.
James Chanez, M.D.
Melanie Christina, M.D.
8230 Walnut Hill Suite 804
Dallas, Texas 75231
214-363-6217
fax 214-373-4236

Juror #960 A

October 8, 2013

Becky Arguijo
DOB 10-13-54

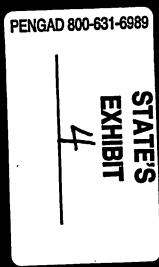
For medical reasons Ms. Arguijo is unable to serve on a jury at this time.

W.Cox
William F. Cox, M.D.

Voir Dire
Exhibit #4

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State's Exhibit Number 4
Photograph
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State's Voir Dire Exhibit Number *5

CD of Scanned Venireperson Questionnaires

(Copy Not Attached - Contains Personal Information)

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State's Exhibit Number 5
Photograph
(Copy Attached)



STATE'S
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PENGAD 800-631-6999

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State's Voir Dire Exhibit Number *6

Box of Original Venireperson Questionnaires

(Copy Not Attached - Contains Personal Information)

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State's Pretrial Exhibit Number **6

Pretrial Discovery Provided by State to Defense Counsel

(Copy Not Attached)

(Envelope sealed with 5 CDs & thumb drive.)

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State's Exhibit Number 6

Victim's Gold Ring

(Photograph substituted for exhibit by agreement of parties)

(Copy Attached)

FJ#12-1163

Item: 607-1

green 5/20/12

ring - gold metal
with clear stone
"GP 10K"



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State's Pretrial Exhibit Number **7
6th Supplemental Discovery
(Copy Attached)

CAUSE NUMBER F12-23749-W

STATE OF TEXAS § **IN THE 363rd JUDICIAL**
VS. § **DISTRICT COURT**
MATTHEW LEE JOHNSON § **DALLAS COUNTY, TEXAS**

SIXTH SUPPLEMENTAL DISCOVERY

Discovery including the items contained in the following inventory have been provided to defense counsel in this cause by Assistant District Attorney Andrea Moseley in the presence of DA Investigator, Lt. Tonia Silva. Any disclosure of this information is limited by the Agreed Discovery Order signed by the prosecutor, defense counsel and the District Judge.

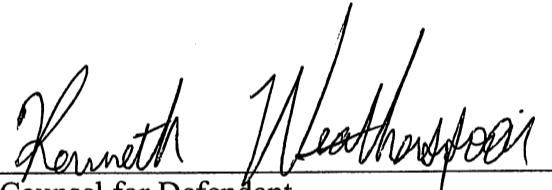
INVENTORY (Total of 3 additional discs)

Disc 46 contains still images from the Whip In Fina surveillance video.

Disc 47 contains photos of the defendant's tattoos taken on 10/15/13.

Disc 48 contains jail calls from 9/12/13-10/15/13.

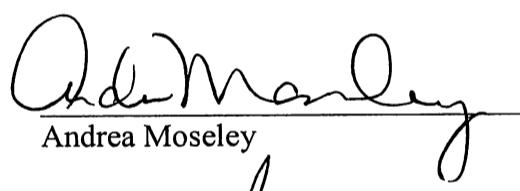
Received by:


Counsel for Defendant

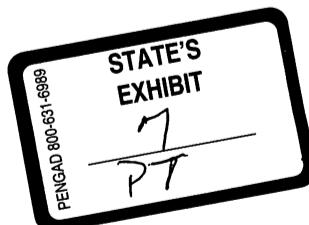
Date

10/18/13

Provided by:


Andrea Moseley

Witness



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State's Exhibit Number 7
Victim's Sunglasses
(Physical Evidence)
(Copy Not Attached)

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State's Pretrial Exhibit Number **8
7th Supplemental Discovery
(Copy Attached)

CAUSE NUMBER F12-23749-W

STATE OF TEXAS § **IN THE 363rd JUDICIAL**
VS. § **DISTRICT COURT**
MATTHEW LEE JOHNSON § **DALLAS COUNTY, TEXAS**

SEVENTH SUPPLEMENTAL DISCOVERY

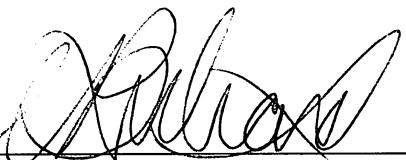
Discovery including the items contained in the following inventory have been provided to defense counsel in this cause by Assistant District Attorney Andrea Moseley in the presence of DA Investigator, Lt. Tonia Silva. Any disclosure of this information is limited by the Agreed Discovery Order signed by the prosecutor, defense counsel and the District Judge.

INVENTORY (Total of 2 additional discs)

Disc 49 contains offense reports from the Garland Police Department relating to the defendant's brother Timothy Johnson.

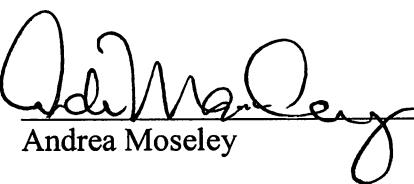
Disc 50 contains a copy of the Power Point presentation to be used by the prosecution during the guilt/innocence phase of trial.

Received by:



Counsel for Defendant

Provided by:

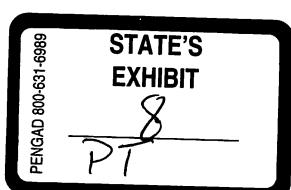


Andrea Moseley

Date

10/28/13

Witness



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State's Exhibit Number 8
Victim's DNR Document
(Copy Attached)

Patient Name: Harris, Nancy (MRN: 4561113)
 Patient-Level Scanned Documents: (continued)

| | |
|-----------------|---------------|
| MRN: 4561113 | Adv: 05/20/12 |
| HARRIS, NANCY | |
| DOB: 03/01/1938 | SN: 81C |
| HAR: 610739917 | |
| CBN: 332378804 | |

Harris, N

DIRECTIVE TO PHYSICIANS AND FAMILY OR SURROGATES

Instructions for completing this document:

This is an important legal document known as an Advance Directive. It is designed to help you communicate your wishes about medical treatment at some time in the future when you are unable to make your wishes known because of illness or injury. These wishes are usually based on personal values. In particular, you may want to consider what burdens or hardships of treatment you would be willing to accept for a particular amount of benefit obtained if you were seriously ill.

You are encouraged to discuss your values and wishes with your family or chosen spokesperson, as well as your physician. Your physician, other health care provider, or medical institution may provide you with various resources to assist you in completing your advance directive. Brief definitions are listed below and may aid you in your discussions and advance planning. Initial the treatment choices that best reflect your personal preferences. Provide a copy of your directive to your physician, usual hospital, and family or spokesperson. Consider a periodic review of this document. By periodic review, you can best assure that the directive reflects your preferences.

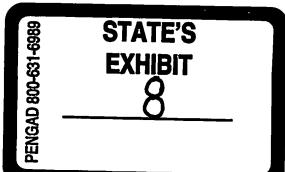
In addition to this advance directive, Texas law provides for two other types of directives that can be important during a serious illness. These are the Medical Power of Attorney and the Out-of-Hospital Do-Not Resuscitate Order. You may wish to discuss these with your physician, family, hospital representative, or other advisers. You may also wish to complete a directive related to the donation of organs and tissues.

DIRECTIVE

I, **NANCY JUDITH HARRIS**, recognize that the best health care is based upon a partnership of trust and communication with my physician. My physician and I will make health care decisions together as long as I am of sound mind and able to make my wishes known. If there comes a time that I am unable to make medical decisions about myself because of illness or injury, I direct that the following treatment preferences be honored:

If, in the judgment of my physician, I am suffering with a terminal condition from which I am expected to die within six months, even with available life-sustaining treatment provided in accordance with prevailing standards of medical care:

-1-



Patient Name: Harris, Nancy (MRN: 4561113)
Patient-Level Scanned Documents: (continued)

MRN: 4561113 Adm: 05/29/12
HARRIS, NANCY F
DOB: 03/01/1936 SN: 81C
HAI: 610726317 NW
CSN: 332378284

Nancy I request that all treatments other than those needed to keep me comfortable be discontinued or withheld and my physician allow me to die gently as possible;

OR

 I request that I be kept alive in this terminal condition using available life-sustaining treatment.
(THIS SELECTION DOES NOT APPLY TO HOSPICE CARE.)

If, in the judgment of my physician, I am suffering with an irreversible condition so that I cannot care for myself or make decisions for myself and am expected to die without life-sustaining treatment provided in accordance with prevailing standards of care:

Nancy I request that all treatments other than those needed to keep me comfortable be discontinued or withheld and my physician allow me to die as gently as possible;

OR

 I request that I be kept alive in this irreversible condition using available life-sustaining treatment. (THIS SELECTION DOES NOT APPLY TO HOSPICE CARE.)

Additional requests: (After discussion with your physician, you may wish to consider listing particular treatments in this space that you do or do not want in specific circumstances, such as artificial nutrition and fluids, intravenous antibodies, etc. Be sure to state whether you do or do not want the particular treatment.)

Patient Name: Harris, Nancy (MRN: 4561113)
 Patient-Level Scanned Documents: (continued)

MRN: 4561113 Adm: 05/20/12
 HARRIS, NANCY F
 DOB: 02-01-1938 SN: 81C
 HHR: 610738317
 CSN: 332379204

After signing this directive, if my representative or I elect hospice care, I understand and agree that only those treatments needed to keep me comfortable would be provided and I would not be given available life-sustaining treatments.

If I do not have a Medical Power of Attorney, and I am unable to make my wishes known, I designate the following person(s) to make treatment decisions with my physician compatible with my personal values:

1. _____
2. _____

(If a Medical Power of Attorney has been executed, then an agent already has been named and you should not list additional names in this document.)

If the above persons are not available, or if I have not designated a spokesperson, I understand that a spokesperson will be chosen for me following standards specified in the laws of Texas. If, in the judgment of my physician, my death is imminent within minutes to hours, even with the use of all available medical treatment provided within the prevailing standard of care, I acknowledge that all treatments may be withheld or removed except those needed to maintain my comfort. I understand that under Texas law this directive has no effect if I have been diagnosed as pregnant. This directive will remain in effect until I revoke it. No other person may do so.

Signed this 17 day of May, 2002.

Nancy Judith Harris
 NANCY JUDITH HARRIS
 Garland, Dallas County, Texas

-3-

Patient Name: Harris, Nancy (MRN: 4561113)

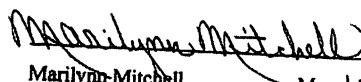
Patient-Level Scanned Documents: (continued)

MRN: 4561113 Adm: 05/20/12
 HARRIS, NANCY F
 DOB: 03/01/1938 SH BIC
 MAR: 610736317
 CSN: 322379204

STATEMENT TO WITNESSES:

Two competent adult witnesses must sign below, acknowledging the signature of the declarant. The witness designated as Witness 1 may not be a person designated to make a treatment decision for the patient and may not be related to the patient by blood or marriage. This witness may not be entitled to any part of the estate and may not have a claim against the estate of the patient. This witness may not be the attending physician or an employee of the attending physician. If this witness is an employee of a health care facility in which the patient is being cared for, this witness may not be involved in providing direct patient care to the patient. This witness may not be an officer, director, or partner, or business office employee of a health care facility in which the patient is being cared for or of any parent organization of the health care facility.

Witness One (1) Signature:



Print Name:

Marilynn-Mitchell

May 17, 2002

Address:

3200 Broadway, Suite 272

Garland, Texas 75043

Witness Two (2) Signature:



Print Name:

Charles L. Hirsch

May 17, 2002

Address:

3200 Broadway, Suite 272

Garland, Texas 75043

Patient Name: Harris, Nancy (MRN: 4561113)
 Patient-Level Scanned Documents: (continued)

MRN: 4561113 Adm: 05/28/12
 HARRIS, NANCY F
 DOB: 03-01-1938 SN BIC
 SSN: 610738317 PW
 CGN: 332378294

DEFINITIONS

"Artificial nutrition and hydration" means the provision of nutrients or fluids by tube inserted in a vein, under the skin in the subcutaneous tissues, or in the stomach (gastrointestinal tract)

"Irreversible condition" means a condition, injury or illness:

- (1) that may be treated, but is never cured or eliminated;
- and (2) that leaves a person unable to care for or make decisions for the person's own self;
- (3) that, without life-sustaining treatment provided in accordance with the prevailing standard of medical care, is fatal.

Explanation: Many serious illnesses such as cancer, failure of major organs (kidney, heart, liver, or lung), and serious brain disease such as Alzheimer's dementia may be considered irreversible early on. There is no cure, but the patient may be kept alive for prolonged periods of time if the patient receives life-sustaining treatments. Late in the course of the same illness, the disease may be considered terminal when, even with treatment, the patient is expected to die. You may wish to consider which burdens of treatment you would be willing to accept in an effort to achieve a particular outcome. This is a very personal decision that you may wish to discuss with your physician, family, or other important persons in your life.

"Life-sustaining treatment" means treatment that, based on reasonable medical judgment, sustains the life of a patient and without which the patient will die. The term includes both life-sustaining medications and artificial life support such as mechanical breathing machines, kidney dialysis treatment, and artificial hydration and nutrition. The term does not include the administration of pain management medication, the performance of a medical procedure necessary to provide comfort care, or any other medical care provided to alleviate a patient's pain.

"Terminal condition" means an incurable condition caused by injury, disease, or illness that according to reasonable medical judgment will produce death within six months, even with available life-sustaining treatment provided in accordance with the prevailing standard of medical care.

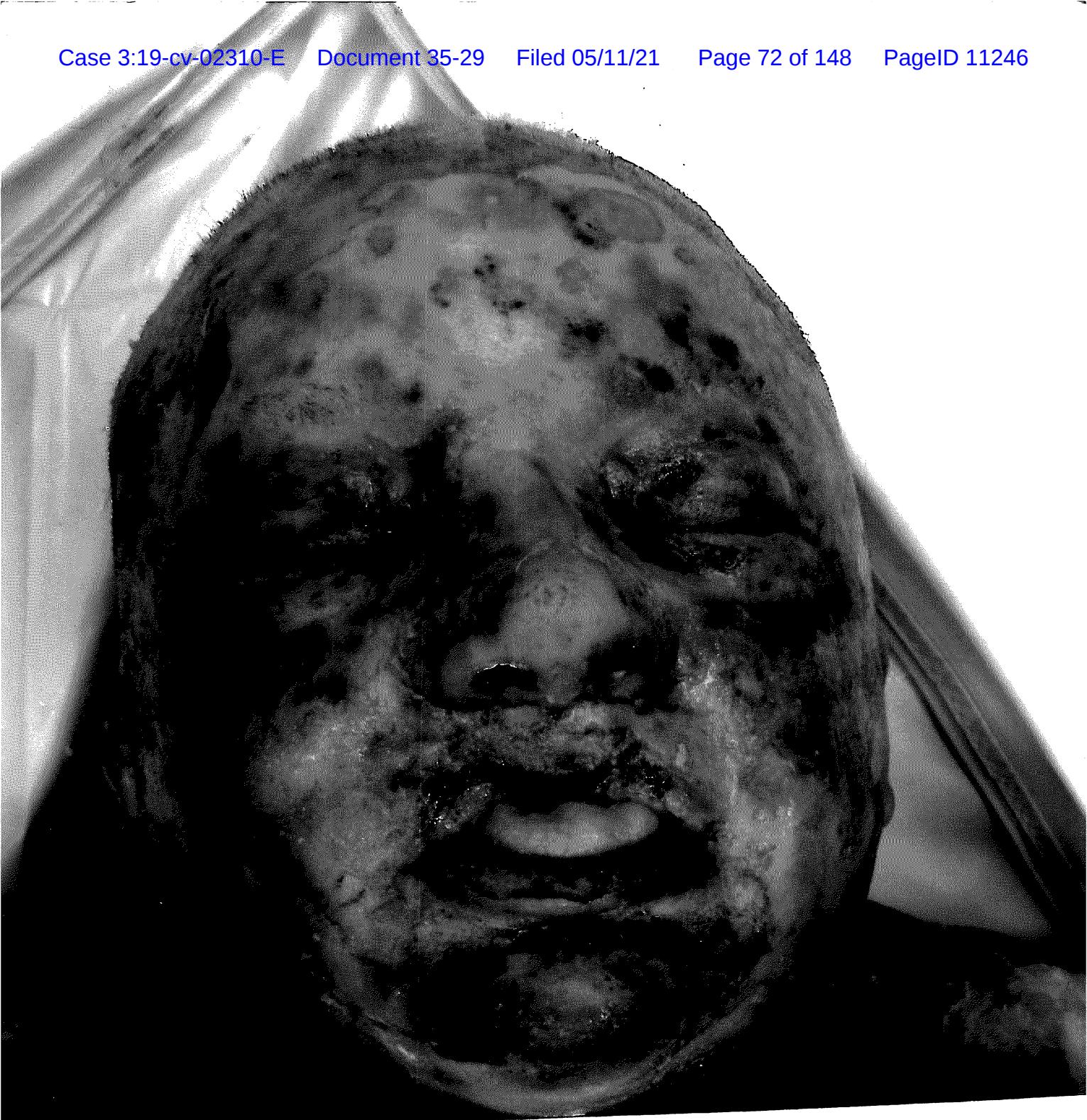
Explanation: Many serious illnesses may be considered irreversible early in the course of the illness, but they may not be considered terminal until the disease is fairly advanced. In thinking about terminal illness and its treatment, you again may wish to consider the relative benefits and burdens of treatment and discuss your wishes with your physician, family or other important persons in your life.

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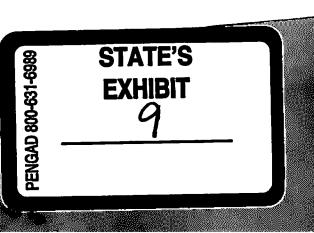
State's Exhibit Number 9

Autopsy ID Photo

(Copy Attached)



IFS-12-08615



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State's Exhibit Number 11
Photograph
(Copy Attached)



PENGAD 800-631-6989

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State's Exhibit Number 12
Photograph
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State's Exhibit Number 14
Protection 1 Document
(Copy Attached)

THE STATE OF TEXAS

VS.

Matthew Lee Johnson

IN THE 363rd JUDICIAL DISTRICT

COURT IN AND FOR

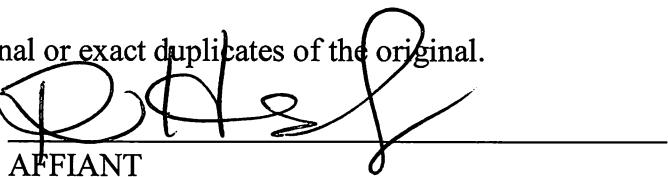
DALLAS COUNTY, TEXAS

AFFIDAVIT

Before me, the undersigned authority, personally appeared Rosalinda Hernandez who, being by me duly sworn, deposed as follows:

My name is Rosalinda Hernandez. I am of age, of sound mind, capable of making this affidavit, and personally acquainted with the facts herein stated:

I am the custodian of the records of Protection One Alarm Monitoring, Inc. ("Protection 1"). Attached hereto are 13 pages of records and 1 audio disc from Protection 1. These said 13 pages of records and 1 audio disc are kept by Protection 1 in the regular course of business, and it was the regular course of business of Protection 1 for an employee or representative of Protection 1, with knowledge of the act, event, condition, opinion, or diagnosis recorded to make record or transmit information thereof to be included in such memorandum or record; and the record was made at or near the time or reasonably soon thereafter. The records attached hereto are the original or exact duplicates of the original.



AFFIANT

SWORN TO AND SUBSCRIBED before me on the 27 day of June, 2012

Notary Public, State of Kansas

LISA LYNN MCCULLOUGH
Notary Public
State of Kansas
My Commission Expires 9/1/15



STATE'S
EXHIBIT
14

TMT INC
2240 MORRIS RD
FLOWER MOUND TX 75028

Date 6/13/2012
Customer# 31574205
Balance 2,032.43

| 0-29 | 30-59 | 60-89 | 90-119 | 120-149 | 150-179 | 180-209 | 210-239 | Unapplied | Deposit |
|------------|----------|-----------|--------------------------------|---------|---------|---------|---------|-----------|----------|
| 1,738.54 | | | 293.89 | | | | | | |
| <hr/> | | | | | | | | | |
| Date | Invoice# | Type | Comment | | | | | Amount | Balance |
| 6/4/2012 | 88300699 | RECUR | Recurring Services | | | | | 1,738.54 | 2,032.43 |
| 4/30/2012 | 87811043 | JOB | GLASSBREAK, ACOUSTIC/25'(C&K) | | | | | 0.00 | 293.89 |
| 4/24/2012 | 87708973 | RECUR | Recurring Services | | | | | 0.00 | 293.89 |
| 4/5/2012 | | CK# 20449 | Check | | | | | -1,430.25 | 293.89 |
| 3/5/2012 | 87015184 | RECUR | Recurring Services | | | | | 1,724.14 | 1,724.14 |
| 1/11/2012 | | CK# 19848 | Check | | | | | -1,724.14 | 0.00 |
| 12/5/2011 | | CK# 19606 | Check | | | | | -329.12 | 1,724.14 |
| 12/5/2011 | 85725596 | RECUR | Recurring Services | | | | | 1,724.14 | 2,053.26 |
| 11/7/2011 | | CK# 19411 | Check | | | | | -6.00 | 329.12 |
| 10/18/2011 | | CRADJ | Valued Customer Adjustment | | | | | -47.22 | 335.12 |
| 10/18/2011 | 85080808 | JOB | Labor Charge | | | | | 375.84 | 382.34 |
| 10/7/2011 | | CK# 19247 | Check | | | | | -1,724.14 | 6.50 |
| 9/16/2011 | 84657536 | JOB | BATTERY, 3V 2/3AH, LITHIUM | | | | | 6.50 | 1,730.64 |
| 9/6/2011 | 84489398 | RECUR | Recurring Services | | | | | 1,724.14 | 1,724.14 |
| 7/5/2011 | | CK# 18615 | Check | | | | | -1,720.89 | 0.00 |
| 6/5/2011 | 83163080 | RECUR | Recurring Services | | | | | 1,720.89 | 1,720.89 |
| 4/8/2011 | 82373112 | RECUR | Recurring Services | | | | | 0.00 | 0.00 |
| 4/4/2011 | | CK# 18026 | Check | | | | | -1,707.91 | 0.00 |
| 3/2/2011 | 81880765 | RECUR | Recurring Services | | | | | 1,707.91 | 1,707.91 |
| 2/9/2011 | | CK# 17607 | Check | | | | | -19.49 | 0.00 |
| 1/3/2011 | | CK# 17409 | Check | | | | | -1,810.75 | 19.49 |
| 12/30/2010 | 80968795 | JOB | BATTERY, 6V 3.2 AH,SLA BACKUP | | | | | 19.49 | 1,830.24 |
| 12/6/2010 | | CK# 17042 | Check | | | | | -97.43 | 1,810.75 |
| 12/2/2010 | 80536597 | RECUR | Recurring Services | | | | | 1,707.91 | 1,908.18 |
| 11/29/2010 | 80433838 | JOB | Labor Charge | | | | | 102.84 | 200.27 |
| 11/4/2010 | 80109523 | JOB | TRANSMITTER,KEY, WIRELESS, | | | | | 97.43 | 97.43 |
| 10/5/2010 | | CK# 16352 | | | | | | -1,686.26 | 0.00 |
| 9/2/2010 | 79290969 | RECUR | Recurring Services | | | | | 1,686.26 | 1,686.26 |
| 6/29/2010 | | CK# 15642 | | | | | | -1,897.02 | 0.00 |
| 6/2/2010 | 78046617 | RECUR | Recurring Services | | | | | 1,653.46 | 1,897.02 |
| 5/18/2010 | 77803858 | JOB | Job Billing | | | | | 243.56 | 243.56 |
| 5/4/2010 | | CK# 15235 | | | | | | -70.36 | 0.00 |
| 4/9/2010 | 77289949 | RECUR | Recurring Services | | | | | 0.00 | 70.36 |
| 3/30/2010 | 77105322 | JOB | DETECTOR, MOTION, PIR,360 DEGR | | | | | 70.36 | 70.36 |
| 3/29/2010 | | CK# 14981 | | | | | | -1,669.21 | 0.00 |
| 3/4/2010 | | CK# 14779 | | | | | | -76.21 | 1,669.21 |
| 3/3/2010 | 76754871 | RECUR | Recurring Services | | | | | 1,649.72 | 1,745.42 |
| 2/22/2010 | 76593867 | JOB | BATTERY 12V 8.0AH SLA USE BT00 | | | | | 19.49 | 95.70 |
| 1/18/2010 | 76126971 | JOB | TRANSMITTER,KEY, WIRELESS, | | | | | 76.21 | 76.21 |
| 12/31/2009 | | CK# 14261 | | | | | | -1,649.72 | 0.00 |
| 12/2/2009 | 75505826 | RECUR | Recurring Services | | | | | 1,649.72 | 1,649.72 |
| 10/30/2009 | | CK# 13787 | | | | | | -2,495.91 | 0.00 |

| Date | Invoice# | Type | Comment | Amount | Balance |
|------------|----------|------------|-----------------------------------|-----------|----------|
| 10/4/2009 | 74669985 | RECUR | Recurring Services | 152.99 | 2,495.91 |
| 9/3/2009 | 74241505 | ACCEL | Acceleration Billing | -41.49 | 2,342.92 |
| 9/3/2009 | 74238844 | RECUR | Recurring Services | 1,531.70 | 2,384.41 |
| 9/1/2009 | 74201748 | JOB | Job Billing | 592.91 | 852.71 |
| 9/1/2009 | 74201747 | JOB | Job Billing | 86.60 | 259.80 |
| 7/2/2009 | | CK# 12836 | | -1,534.92 | 173.20 |
| 7/1/2009 | 73350847 | JOB | (DISC) MOTION, PIR, MW, USE MH | 0.00 | 1,708.12 |
| 6/13/2009 | 73084479 | JOB | Job Billing | 173.20 | 1,708.12 |
| 6/3/2009 | 72944450 | RECUR | Recurring Services | 1,534.92 | 1,534.92 |
| 5/15/2009 | | CK# 12459 | | -709.48 | 0.00 |
| 5/15/2009 | | CK# 12459 | | -1,000.00 | 709.48 |
| 4/20/2009 | 72306013 | RECUR | Recurring Services | 0.00 | 1,709.48 |
| 3/30/2009 | | CK# 12119 | | -1,519.50 | 1,709.48 |
| 3/3/2009 | 71623479 | RECUR | Recurring Services | 1,519.50 | 3,228.98 |
| 1/13/2009 | 70861643 | CM | Equipment Charge | -113.66 | 1,709.48 |
| 1/8/2009 | 70784400 | JOB | CONTACT, OVERHEAD DOOR | 113.66 | 1,823.14 |
| 12/30/2008 | 70647496 | JOB | (DISC) MOTION, PIR, MW, USE MH | 0.00 | 1,709.48 |
| 12/3/2008 | 70264761 | RECUR | Recurring Services | 1,514.63 | 1,709.48 |
| 11/19/2008 | 70058817 | JOB | Job Billing | 194.85 | 194.85 |
| 11/13/2008 | 69966364 | JOB | (DISC) MOTION, PIR, MW, USE MH | 0.00 | 0.00 |
| 10/8/2008 | 69419156 | JOB | KEYPAD PROTECTION ONE LARGE FI | 0.00 | 0.00 |
| 10/6/2008 | | CK# 10811 | | -1,514.63 | 0.00 |
| 9/3/2008 | 68909275 | RECUR | Recurring Services | 1,514.63 | 1,514.63 |
| 8/18/2008 | 68656018 | JOB | PENDANT, WLS NECKLACE MEDICAL | 0.00 | 0.00 |
| 8/4/2008 | | CK# 10366 | | -102.84 | 0.00 |
| 7/4/2008 | 68019405 | JOB | Labor Charge | 102.84 | 102.84 |
| 7/3/2008 | | CK# 10145 | | -1,442.45 | 0.00 |
| 6/3/2008 | | CK# 9940 | | -194.40 | 1,442.45 |
| 6/3/2008 | 67538893 | RECUR | Recurring Services | 1,442.45 | 1,636.85 |
| 5/5/2008 | | CK# 9760 | | -172.98 | 194.40 |
| 4/30/2008 | 67021686 | RECUR | Recurring Services | 0.00 | 367.38 |
| 4/16/2008 | 66750512 | JOB | Job Billing | 194.40 | 367.38 |
| 4/7/2008 | | CK# 9533 | | -1,450.54 | 172.98 |
| 4/3/2008 | 66563687 | RECUR | Recurring Services | 172.98 | 1,623.52 |
| 3/3/2008 | 66055986 | ACCEL | Acceleration Billing | -167.19 | 1,450.54 |
| 3/3/2008 | 66053664 | RECUR | Recurring Services | 1,455.35 | 1,617.73 |
| 2/13/2008 | 65686997 | JOB | Job Billing | 81.19 | 162.38 |
| 2/13/2008 | 65686996 | JOB | Job Billing | 81.19 | 81.19 |
| 1/2/2008 | | CK# 8882 | | -1,292.44 | 0.00 |
| 12/3/2007 | 64581714 | RECUR | Recurring Services | 1,405.68 | 1,292.44 |
| 11/2/2007 | 64056145 | RECUR | Recurring Services | 0.00 | -113.24 |
| 10/1/2007 | | CK# 8297 | | -1,373.48 | -113.24 |
| 9/19/2007 | 63319774 | XFSITE | Transfer Site Balance To 50225416 | -113.24 | 1,260.24 |
| 9/3/2007 | 63066736 | ACCEL | Acceleration Billing | -169.26 | 1,373.48 |
| 9/3/2007 | 63064649 | RECUR | Recurring Services | 1,518.92 | 1,542.74 |
| 8/14/2007 | 62764103 | JOB | SIREN/SPEAKER ATW 30 WATT 5X8, | 23.82 | 23.82 |
| 7/3/2007 | | CK# 7704 | | -1,745.40 | 0.00 |
| 6/3/2007 | 61661160 | RECUR | Recurring Services | 1,745.40 | 1,745.40 |
| 4/9/2007 | | CK# 007074 | | -1,745.40 | 0.00 |
| 3/3/2007 | 60305964 | RECUR | Recurring Services | 1,745.40 | 1,745.40 |
| 1/2/2007 | | CK# 6383 | Check | -1,745.40 | 0.00 |
| 12/6/2006 | | CK# 6197 | Check | -172.80 | 1,745.40 |
| 12/4/2006 | 59114840 | RECUR | Recurring Services | 1,745.40 | 1,918.20 |

| Date | Invoice# | Type | Comment | Amount | Balance |
|------------|----------|-----------|---|-----------|----------|
| 11/2/2006 | | CK# 5975 | Check | -26.37 | 172.80 |
| 11/1/2006 | 58690765 | JOB | RECEIVER, WRLS, LOW W/ENCRYP | 0.00 | 199.17 |
| 10/13/2006 | 58513451 | JOB | Job Billing | 172.80 | 199.17 |
| 10/5/2006 | | CK# 5778 | Check | -1,719.58 | 26.37 |
| 10/3/2006 | 58346124 | RECUR | Alarm Verification Services (10/1/2006 to 1/2/2007) | 26.37 | 1,745.95 |
| 9/4/2006 | 57954270 | RECUR | Recurring Services | 1,719.58 | 1,719.58 |
| 7/27/2006 | 57498184 | JOB | TRANSFORMER 16.5V 40A | 0.00 | 0.00 |
| 7/5/2006 | | CK# 5117 | Check | -1,978.78 | 0.00 |
| 6/3/2006 | 56779463 | RECUR | Recurring Services | 1,719.58 | 1,978.78 |
| 5/17/2006 | 56619602 | JOB | Job Billing | 259.20 | 259.20 |
| 5/2/2006 | | CK# 4680 | Check | -1,729.29 | 0.00 |
| 4/3/2006 | 56028654 | RECUR | Recurring Services | 1,729.29 | 1,729.29 |
| 2/20/2006 | | CK# 4130 | Check | -1,667.94 | 0.00 |
| 2/9/2006 | | CRADJ | Valued Customer Adjustment | -92.01 | 1,667.94 |
| 12/26/2005 | 54748181 | JOB | Labor Charge | 92.01 | 1,759.95 |
| 12/3/2005 | 54445008 | RECUR | Recurring Services | 1,667.94 | 1,667.94 |
| 10/11/2005 | | CK# 3203 | Check | -1,667.90 | 0.00 |
| 9/5/2005 | 53250805 | RECUR | Recurring Services | 1,667.90 | 1,667.90 |
| 8/2/2005 | | CK# 2752 | Check | -315.65 | 0.00 |
| 7/7/2005 | | CK# 2561 | Check | -1,635.43 | 315.65 |
| 7/4/2005 | 52454822 | RECUR | Cellular Backup (5/26/2005 to 10/2/2005) | 46.10 | 1,951.08 |
| 6/22/2005 | 52323349 | JOB | BACK-UP, ALARMNET CELL | 107.17 | 1,904.98 |
| 6/13/2005 | 52231587 | JOB | Labor Charge | 162.38 | 1,797.81 |
| 6/2/2005 | 52054526 | RECUR | Recurring Services | 1,635.43 | 1,635.43 |
| 5/2/2005 | | CK# 2137 | Check | -140.73 | 0.00 |
| 4/7/2005 | | CK# 1992 | Check | -1,633.87 | 140.73 |
| 3/29/2005 | 51222936 | JOB | Job Billing | 140.73 | 1,774.60 |
| 3/3/2005 | 50875016 | RECUR | Recurring Services | 1,633.87 | 1,633.87 |
| 1/24/2005 | | CK# 1507 | Check | -91.37 | 0.00 |
| 1/11/2005 | | CK# 1438 | Check | -1,772.43 | 91.37 |
| 12/22/2004 | 50006763 | JOB | Labor Charge | 91.37 | 1,863.80 |
| 12/2/2004 | 49692533 | RECUR | Recurring Services | 1,633.87 | 1,772.43 |
| 12/1/2004 | | CK# 1170 | Check | -1,617.85 | 138.56 |
| 11/19/2004 | 49553846 | JOB | Job Billing | 138.56 | 1,756.41 |
| 11/2/2004 | 49263869 | JOB | Labor Charge | 113.66 | 1,617.85 |
| 10/18/2004 | | CK# 14394 | Check | -621.97 | 1,504.19 |
| 10/3/2004 | 48885590 | RECUR | Recurring Services | 259.38 | 2,126.16 |
| 9/2/2004 | 48392410 | RECUR | Recurring Services | 1,244.81 | 1,866.78 |
| 8/5/2004 | | CK# 13813 | Check | -1,244.77 | 621.97 |
| 8/3/2004 | 47994401 | RECUR | Recurring Services | 736.39 | 1,866.74 |
| 7/20/2004 | | CK# 13709 | Check | -185.00 | 1,130.35 |
| 7/19/2004 | | CK# 13669 | Check | -27.01 | 1,315.35 |
| 7/19/2004 | | CK# 13669 | Check | -27.01 | 1,342.36 |
| 7/19/2004 | | CK# 13669 | Check | -200.26 | 1,369.37 |
| 7/19/2004 | | CK# 13669 | Check | -37.83 | 1,569.63 |
| 7/19/2004 | | CK# 13669 | Check | -162.38 | 1,607.46 |
| 7/19/2004 | | CK# 13669 | Check | -37.83 | 1,769.84 |
| 7/19/2004 | | CK# 13669 | Check | -162.38 | 1,807.67 |
| 7/19/2004 | 47857678 | JOB | (DISC,USE KT1213) KIT, CONTROL | 200.26 | 1,970.05 |
| 7/14/2004 | 47791519 | JOB | (DISC) MOTION WLS DUAL PIR USE | 200.26 | 1,769.79 |
| 7/14/2004 | 47791504 | JOB | (DISC, USE KT1212N) KIT, CONTR | 162.38 | 1,569.53 |
| 7/14/2004 | 47791499 | JOB | Equipment Charge | 162.38 | 1,407.15 |
| 7/13/2004 | 47782611 | CM | Equipment Charge | -225.76 | 1,244.77 |

| Date | Invoice# | Type | Comment | Amount | Balance |
|-----------|----------|-----------|--------------------------------|----------|----------|
| 7/5/2004 | 47599614 | RECUR | Recurring Services | 263.68 | 1,470.53 |
| 6/3/2004 | 47187143 | RECUR | Recurring Services | 113.23 | 1,206.85 |
| 6/3/2004 | 47187142 | RECUR | Recurring Services | 604.18 | 1,093.62 |
| 5/5/2004 | | CK# 13202 | Check | -921.05 | 489.44 |
| 5/3/2004 | 46786083 | RECUR | Recurring Services | 263.68 | 1,410.49 |
| 4/26/2004 | 46712715 | JOB | (DISC, USE KT1212N) KIT, CONTR | 225.76 | 1,146.81 |
| 4/3/2004 | 46386601 | RECUR | Recurring Services | 140.03 | 921.05 |
| 4/3/2004 | 46386600 | RECUR | Recurring Services | 1,145.35 | 781.02 |
| 3/19/2004 | | CK# 12803 | Check | -37.84 | -364.33 |
| 3/19/2004 | | CK# 12803 | Check | -53.04 | -326.49 |
| 3/19/2004 | | CK# 12803 | Check | -37.84 | -273.45 |
| 3/19/2004 | | CK# 12803 | Check | -53.04 | -235.61 |
| 3/19/2004 | | CK# 12803 | Check | -37.84 | -182.57 |
| 3/19/2004 | | CK# 12803 | Check | -53.04 | -144.73 |
| 3/19/2004 | | CK# 12803 | Check | -38.21 | -91.69 |
| 3/19/2004 | | CK# 12803 | Check | -52.67 | -53.48 |
| 3/19/2004 | | CK# 12803 | Check | -38.21 | -0.81 |
| 3/19/2004 | | CK# 12803 | Check | -52.67 | 37.40 |
| 3/19/2004 | | CK# 12803 | Check | -37.84 | 90.07 |
| 3/19/2004 | | CK# 12803 | Check | -38.21 | 127.91 |
| 3/19/2004 | | CK# 12803 | Check | -52.67 | 166.12 |
| 3/19/2004 | | CK# 12803 | Check | -37.84 | 218.79 |
| 3/19/2004 | | CK# 12803 | Check | -53.04 | 256.63 |
| 3/19/2004 | | CK# 12803 | Check | -37.84 | 309.67 |
| 3/19/2004 | | CK# 12803 | Check | -53.04 | 347.51 |
| 3/19/2004 | | CK# 12803 | Check | -53.04 | 400.55 |
| 3/19/2004 | | CK# 12803 | Check | -37.96 | 453.59 |
| 3/19/2004 | | CK# 12803 | Check | -52.92 | 491.55 |
| 3/19/2004 | | CK# 12742 | Check | -37.83 | 544.47 |
| 3/19/2004 | | CK# 12742 | Check | -53.05 | 582.30 |
| 3/15/2004 | 46195257 | MANUAL | Equipment Charge | 53.63 | 635.35 |
| 3/13/2004 | 46156242 | JOB | Activation/Connection Fee | 53.04 | 581.72 |
| 3/13/2004 | 46156241 | JOB | Activation/Connection Fee | 53.04 | 528.68 |
| 3/13/2004 | 46156240 | JOB | Activation/Connection Fee | 53.04 | 475.64 |
| 3/13/2004 | 46156239 | JOB | Activation/Connection Fee | 52.92 | 422.60 |
| 3/13/2004 | 46156238 | JOB | Activation/Connection Fee | 53.04 | 369.68 |
| 3/13/2004 | 46156237 | JOB | Activation/Connection Fee | 52.67 | 316.64 |
| 3/13/2004 | 46156236 | JOB | Activation/Connection Fee | 52.67 | 263.97 |
| 3/13/2004 | 46156235 | JOB | Activation/Connection Fee | 53.04 | 211.30 |
| 3/13/2004 | 46156234 | JOB | Activation/Connection Fee | 52.67 | 158.26 |
| 3/13/2004 | 46156233 | JOB | Activation/Connection Fee | 53.04 | 105.59 |
| 3/13/2004 | 46156225 | JOB | Activation/Connection Fee | 52.55 | 52.55 |

6/13/2012 15:34:33

Mail Out Report

Page 1 of 1

PROTECTION ONE**Site First to Last****Active Dates First to Last****Dates 5/20/2012 to 5/20/2012**

WHIP IN # 109
3405 BROADWAY BLVD
GARLAND TX 75043-1619

CS# J0339722**Site Name WHIP IN # 109****Site Address 3405 BROADWAY BLVD GARLAND, TX 75043-1619****Phone 972 271-1239****Vrt# 100339722****Alt#**

| Day | Date | Op | Zone | Event | Location/Comment | User/Phone |
|------------|--------------------|-----------|-------------|--|--|-------------------|
| Sun | 5/20/2012 05:50:21 | | | CALLID SG039 Caller ID | CallerID: (972) 271 - 1239 | |
| Sun | 5/20/2012 07:11:56 | | | CALLID SG039 Caller ID | CallerID: (972) 271 - 1239 | |
| Sun | 5/20/2012 07:12:00 | | 6 | PHU156 Hold Up (DISP) PI COUNTER PANIC | | |
| Sun | 5/20/2012 07:12:01 | KAM | | AA ALARM ACCESSED | | |
| Sun | 5/20/2012 07:12:05 | KAM | | 4097 DIALED NUMBER | GARLAND, TX POLICE | 972 272-4565 |
| Sun | 5/20/2012 07:12:17 | KAM | | OA-016 DISPATCH PD-HU | GARLAND, TX POLICE | 972 272-4565 |
| Sun | 5/20/2012 07:13:39 | KAM | | DP Dispatched Police | Ref# OPERATOR 8975 | |
| Sun | 5/20/2012 07:13:53 | KAM | | PC Partial Clear | New priority:55 Delay:30 | |
| Sun | 5/20/2012 07:56:46 | MEE | | AA ALARM ACCESSED | | |
| Sun | 5/20/2012 07:57:30 | MEE | | 4097 DIALED NUMBER | GARLAND, TX POLICE | 972 272-4565 |
| Sun | 5/20/2012 07:57:33 | MEE | | OA-016 DISPATCH PD-HU | GARLAND, TX POLICE | 972 272-4565 |
| Sun | 5/20/2012 07:59:28 | MEE | | ND Dispatch Agency (no ref) | | |
| | | | | OPER # 9250 | DISPOSITION: THERE WAS A ROBERY ATTEMPT. POLICE ARE AT THE SITE. | |
| Sun | 5/20/2012 08:02:27 | MEE | | 4097 DIALED NUMBER | Premise | 972 271-1239 |
| Sun | 5/20/2012 08:03:07 | MEE | | OA-010 ANS MACH-NO M | Premise | 972 271-1239 |
| Sun | 5/20/2012 08:03:08 | MEE | | 4097 DIALED NUMBER | ANNA LUNCEFORD | 214 769-3736 |
| Sun | 5/20/2012 08:04:58 | MEE | | OA-004 NOTIFIED C-LIST | ANNA LUNCEFORD | 214 769-3736 |
| Sun | 5/20/2012 08:05:46 | MEE | | FC FULL CLEAR | Full Clear New priority:100 | |
| | | | | SPK W/ ANNA. GOOD PA. | ADV OF DISPOSITION. SHE WAS AWARE OF THE ISSUE. | |
| Sun | 5/20/2012 22:15:47 | | | CALLID SG039 Caller ID | CallerID: (972) 271 - 1239 | |
| Sun | 5/20/2012 22:15:53 | | R408 | CIR408 Quick Arm | | 0-User# 0 |

6/13/2012 3:35 pm

Site Database Report

Page 1 of 2

PROTECTION ONE

Installer# First to Last

CS# J0339722 to J0339722

Corporate Account All

| Site# | Site Name & Address | Time Zone/Daylight Savings | | | | Site Type/Status | |
|------------------------------------|---|--------------------------------|--------------|---------------------|---------|----------------------|--|
| 1849030 | WHIP IN # 109 3405 BROADWAY BLVD GARLAND, TX 75043-1619 | Central Time Zone Observed | | | | Commercial Active | |
| | | Cross Street COLNELL | | | | | |
| | | Codewords CINNAMON | | | | | |
| | 972 271-1239 | Corporate Account 1-Wichita CC | | | | | |
| | Installing Company 11345-DALLAS | Service Company 11345-DALLAS | | | | | |
| Agency#-Name/Comment | Address | Type | Phone 1 | Phone 2 | | | |
| 35146-GARLAND, TX FIRE | GARLAND, TX | F | 972 272-4565 | | | | |
| 62318-GARLAND, TX POLICE | GARLAND, TX | P | 972 272-4565 | | | | |
| 96574-GARLAND, TX EMS | GARLAND, TX | M | 972 272-4565 | | | | |
| Contact Name | CS Seq | Contact Type | | Relation | | Call List | |
| Contact# | Authority | Keys? PIN | | Site Dates | | Verify? | |
| KATHY ROCKEY 10967456 | L1-All Functions | MON-Monitoring Contact | | EMPL-Employee | | | |
| | | N | | 3/10/2004-9/2/2008 | | N | |
| Phone/Email 214 727-7571 @WN | Ext | Type | Call Days | Times | Except? | Inactive | |
| 972 279-1555 @WN | | CL | | | | 11/8/2007 | |
| ANNA LUNCEFORD 10967450 | 1 | H1 | | | | 11/8/2007 | |
| | L1-All Functions | MON-Monitoring Contact | | EMPL-Employee | | | |
| | | N | | 3/10/2004-Permanent | | N | |
| Phone/Email 972 926-0555 | Ext | Type | Call Days | Times | Except? | Inactive | |
| 214 769-3736 | | H1 | | | | 3/1/2007 | |
| NANCY HARRIS 10967454 | 20 | CL | | EMPL-Employee | | | |
| | L1-All Functions | MON-Monitoring Contact | | EMPL-Employee | | | |
| | | N | | 3/10/2004-Permanent | | N | |
| Phone/Email 972 271-8902 | Ext | Type | Call Days | Times | Except? | Inactive | |
| 214 577-3198 | | H1 | | | | N 9/2/2008 | |
| 469 279-9062 | | CL | | | | N 9/2/2008 | |
| MICHAEL FRANK 10967048 | 40 | CL | | PRCE-President/CEO | | | |
| | L1-All Functions | MON-Monitoring Contact | | PRCE-President/CEO | | | |
| | | N | | 3/10/2004-Permanent | | N | |
| Phone/Email 972 226-6933 | Ext | Type | Call Days | Times | Except? | Inactive | |
| 469 955-7901 | | H1 | | | | N | |
| | | CL | | | | N | |

Contact List# 1-L1

| Seq# | Contact# | Name |
|------|----------|----------------|
| 1 | 10967450 | ANNA LUNCEFORD |
| 2 | 10967454 | NANCY HARRIS |
| 3 | 10967048 | MICHAEL FRANK |

Contact List# 5-L5 - ECV (First Call)

| Seq# | Contact# | Name |
|------|----------|----------------|
| 1 | 10967450 | ANNA LUNCEFORD |

Gen Dispatch Permanent Effective Date 3/11/2004 00:00 Expire Date

CW:CINNAMON

XST:COLNELL

C/TYPE:P TPM:

SUBD:

DISR ZN 50 LOW BATT

CALL CONTACT LIST BEFORE DISPATCHING

*****DONT CALL ON OPENS/CLOSES*****

6/13/2012 3:35 pm

Site Database Report

Page 2 of 2

PROTECTION ONE**Installer# First to Last****CS# J0339722 to J0339722****Corporate Account All****CS# J0339722 System Type AD300 Ademco 300 P1**

| | | | | | | |
|----------------------|-----|----------------|------------------------|--------|--------------------|-----------|
| ATI Hours | 745 | Minutes | ATI Late Event# | N-NOTT | Active Date | 4/21/2004 |
| Alt ATI Hours | | Minutes | ATI Global | | | |

| | | | | | | |
|-------------------|--|--|-----------------|--|--|--|
| ATI Option | | | ATI Page | | | |
|-------------------|--|--|-----------------|--|--|--|

| Zone | State | Location/Comment | Page | GL Page | Event |
|---------------|--------------|-------------------------|-----------------|-----------------------|-------------------------------|
| GL Sch | Sch# | Alarm Group | Restore? | Equipment Type | |
| 1 | Alarm | FRONT L DR EE ENTRY DEL | N | B5 | PBU505-Burglary P-1C-PD-CL |
| 2 | Alarm | FRONT R DR PERIMETER DC | N | B5 | PBU505-Burglary P-1C-PD-CL |
| 3 | Alarm | BACK MOTION MOTION | N | B5 | PBU505-Burglary P-1C-PD-CL |
| 4 | Alarm | FRONT MOTION MOTION | N | B5 | PBU505-Burglary P-1C-PD-CL |
| 5 | Alarm | FRONT GLSBK GLASSBREAK | N | B5 | PBU505-Burglary P-1C-PD-CL |
| 6 | Alarm | COUNTER PANIC | N | | PHU156-Hold Up (DISP) PD-P-CL |
| 50 | Alarm | WRLS PANIC | N | | PHU156-Hold Up (DISP) PD-P-CL |
| 96 | Alarm | MEDICAL | N | | PME012-Medical P-MD-CL |
| 99 | Alarm | POLICE PANIC | N | | PHU156-Hold Up (DISP) PD-P-CL |
| E121 | Alarm | DURESS MANUAL TRIGGERED | N | | PHU156-Hold Up (DISP) PD-P-CL |
| O/C | Armed 1 | OPEN/CLOSE | N | | PCL499-Arm LOG |
| O/C | Disarm 1 | OPEN/CLOSE | N | | POP499-Disarm LOG |



INSTALLATION WORK ORDER ADDENDUM



| | | | | | | | |
|---|----------------------|---|---|----------|------------|---------------------------|--------------------------------|
| Customer # | 31574205 | Branch Number | | | | | |
| CS# | 1033 9394 | Site Number | | | | | |
| Customer Last Name | TMT INC | First Name | MI | | | | |
| On Site Contact | | Today's Date | 2-25-04 | | | | |
| Site Name | WHP IN # 117 | Area Code | 972 270 0760 | | | | |
| Site Address | 2240 Morris Rd. #100 | City | Flower Mound | | | | |
| Billing Address (If different from above) | 3546 Delford Ctr | City | Dallas | | | | |
| Area Code | 972 | Site Telephone Number | 539 5428 | | | | |
| State | TX | Zip Code | 75028 | | | | |
| Area Code | 972 | Site Telephone Number | 75220 | | | | |
| State | TX | Zip Code | 75220 | | | | |
| INSTALLATION INFORMATION | | | | | | | |
| Agent # | Alarm Permit # | Commitment Date/Time | AC&T Contact | | | | |
| Job # 40302580 | | | 030204 | | | | |
| Tech Name Bryan Sapp | Total Travel Time | Job Rescheduled | Authorization # 202003 | | | | |
| Tech ID 7166 | Arrive Time 8:05 | Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> | System Type Vista 1052 | | | | |
| Tech Name B | Depart Time | New Commitment Date/Time | Panel Location Dallas | | | | |
| Tech ID | Total Work Time | | AG Location cc | | | | |
| Truck ID 2027 | | | | | | | |
| MONITORING CENTER | | | | | | | |
| Phone Number | Phone Number | Protection One Download | Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> | | | | |
| Panel Is Calling | Panel Was Calling | Number Programmed? | | | | | |
| EQUIPMENT AND LABOR Page 1 of 1 | | | | | | | |
| Use this box to list any existing equipment that will NOT be connected to the Protection One System. (List equipment attached to system below.) | | | | | | | |
| Storeroom # | Store Inventory | Non-Store Inventory | POI | | | | |
| QUANTITY SOLD | QUANTITY INSTALLED | MATERIAL CODE | DESCRIPTION | LOCATION | UNIT PRICE | EXTENDED PRICE ITEMS SOLD | EXTENDED PRICE ITEMS INSTALLED |
| reprogram existing equipment | | | | | | | |
| Parts (1-chADS3) X J. Boyle 3-204 | | | | | | | |
| MBT B # 0597 | | | | | | | |
| CAB # 96 | | | | | | | |
| CSIB # 37 | | | | | | | |
| Doors | | | | | | | |
| ① Front Left Door ② Front Right door ③ Back Left door (R) ④ Back Right door (R) ⑤ Back Left door (R) ⑥ Back Right door (R) | | | | | | | |
| Hull | | | | | | | |
| NOTES | | | | | | | |
| - Add 50¢ for New cell back-up. O.K. per Mike Fein. - | | | | | | | |
| *MICHAEL W. FRANK Customer/Authorized Signatory Printed Name | | | | | | | |
| Robert Brinkley Security Professional Printed Name | | | | | | | |
| X Michael W. Frank Customer/Authorized Signatory Signature | | | | | | | |
| 3/2/2004 Date | | | | | | | |
| 2-25-04 Date | | | | | | | |
| Agent Reg# (California Only) | | | | | | | |
| METHOD OF PAYMENT | | | | | | | |
| X Check Check # 12742 DL # Charge to Credit Card | | | | | | | |
| MC VS AMEX Credit Card # Expiration Date Authorization | | | | | | | |
| ☐ Billable Collected at Sale 90.99 Total Amount Collected Name on Credit Card | | | | | | | |
| X Check Check # DL # Charge to Credit Card | | | | | | | |
| MC VS AMEX Credit Card # Expiration Date Authorization | | | | | | | |
| ☐ Billable Collected at Installation Total Amount Collected Name on Credit Card | | | | | | | |
| Your signature constitutes: (1) acceptance of the installation and other work performed ("Work") to be satisfactory and completed in a good and workmanlike manner; (2) your acknowledgment that your premises have been left in good and satisfactory condition; and (3) your agreement that any and all charges relating to the Work and equipment charges will be promptly paid. Protection One Alarm Monitoring, Inc. warrants that the parts supplied and labor performed during this installation call will be free of material defects for a period of ninety (90) days from the date of installation. | | | | | | | |
| *MICHAEL W. FRANK Customer/Authorized Signatory Printed Name | | | | | | | |
| Robert Brinkley Protection One Authorized Printed Name | | | | | | | |
| X Michael W. Frank Customer/Authorized Signatory Signature | | | | | | | |
| 3/2/2004 Date | | | | | | | |
| 2-25-04 Date | | | | | | | |

See Protection One Licensing Information on the reverse side

PROTECTION ONE COPY

P1-BR308 (4/03)



Service Addendum

Customer # 31574705
CS # 50339722

Tax ID #

Customer Name WHIP - IN #109

Branch #

Site #

Master Contract #

JUN 10 2004

Today's Date (mm/dd/yyyy) 6-2-04

LIST OPENING AND CLOSING TIMES IN BOXES BELOW

Do not use your business hours, but rather set forth the times that the first person enters your premises and the last person leaves your premises. Grace periods are automatically set to permit opening up to 30 minutes early or closing up to 30 minutes late. If any other entries or late closings occur, an AUTHORIZED PERSON must be available when Protection One calls premises giving their NAME and PROPER CODEWORD or PIN, otherwise the appropriate response agency will be notified.

| | MONDAY | TUESDAY | WEDNESDAY | THURSDAY | FRIDAY | SATURDAY | SUNDAY |
|-------|---------|---------|-----------|----------|--------|----------|---------|
| OPEN | 6:00AM | | | | | 6:00AM | 7:00AM |
| CLOSE | 10:00pm | | | | | 10:00pm | 10:00pm |
| OPEN | | | | | | | |
| CLOSE | | | | | | | |
| OPEN | | | | | | | |
| CLOSE | | | | | | | |
| OPEN | | | | | | | |
| CLOSE | | | | | | | |

PLEASE INDICATE DATES OBSERVED AS HOLIDAYS AND YOU ARE CLOSED

| | | | |
|------------------------|------------------|------------------|---------------------|
| NEW YEARS DAY | MEMORIAL DAY | THANKSGIVING DAY | THANKSGIVING FRIDAY |
| MARTIN LUTHER KING DAY | INDEPENDENCE DAY | COLUMBUS DAY | CHRISTMAS EVE |
| PRESIDENT'S DAY | LABOR DAY | ELECTION DAY | CHRISTMAS DAY |
| GOOD FRIDAY | ROSH HASHANAH | VETERANS DAY | OTHER (Describe) |
| EASTER SUNDAY | LABOR DAY | YOM KIPPUR | OTHER (Describe) |

SPECIAL INSTRUCTIONS:

Always open on holidays.

~~Customer Signature~~

Emergency Contacts are shown on Monitoring Information Schedule in the order they are to be notified.

SEND REPORTS: YES NO WEEKLY MONTHLY

MAIL TO:

ADDRESS:

ATTN:

CITY, STATE & ZIP:

X Anna Lenczora
Customer Signature

6-2-04
Date



SERVICE WORK ORDER INVOICE



(AP# 092104197025)

| | | | | | |
|--|---|--|------|------------|----------------|
| Customer # | Branch Number | | | | |
| 11574203 | 1000-545 | | | | |
| CS# | Site Number | | | | |
| 70329722 | 18119030 | | | | |
| Customer Last Name | First Name | | | | |
| Whit. In # 109 | MI | | | | |
| On Site Contact | Today's Date | | | | |
| | 4/21/04 | | | | |
| Site Name | Area Code | | | | |
| | Site Telephone Number | | | | |
| Site Address | City | | | | |
| 3405 Broadway Blvd | Garland | | | | |
| Billing Address (if different from above) | State Zip Code | | | | |
| | (972) 271-1259 | | | | |
| Customer E-mail Address | State Zip Code | | | | |
| | TX 75009 | | | | |
| MONITORING CENTER | | | | | |
| TROUBLE REPORTED | Web Replace ATT equipment | | | | |
| Warranty Type | Alarm Permit # | | | | |
| Service Charge Waived? | Yes No Waived By | | | | |
| General Manager's Signature | | | | | |
| TYPE OF CALL | | | | | |
| AUTHORIZATION TO PROCEED | | | | | |
| <input checked="" type="checkbox"/> Warranty: Labor and parts will be billed as specified in warranty agreement. <input type="checkbox"/> Billable (during normal business hours): \$ _____ for first half hour (minimum 30 minutes) and \$ _____ each additional 15 minutes, plus parts and tax (where applicable) will be charged. <input type="checkbox"/> Billable (after normal business hours): \$ _____ for first half hour (minimum 30 minutes) and \$ _____ each additional 15 minutes, plus parts and tax (where applicable) will be charged. <input type="checkbox"/> Billable per Contract. | | | | | |
| BILLED I understand that a billable call will be charged at the rates indicated above and hereby authorize billable work to be performed on that basis. | | | | | |
| Customer/Authorized Signatory Printed Name | Customer/Authorized Signatory Signature | | | | |
| Date | | | | | |
| System Type | Service Performed | | | | |
| Install Date | Removed ATT V10 & 4 port 300P1 & cell backup | | | | |
| Service Date | 4/21/04 | | | | |
| Total Travel Time | 30min | | | | |
| Arrive Time | 1:30 | | | | |
| Depart Time | 1:55 | | | | |
| Total Work Time | 2 hrs 15 min | | | | |
| Job Request | 40425586 | | | | |
| Resolution Code | N1 | | | | |
| Tech Name | Joseph. Central Tech ID 7417 | | | | |
| Warehouse # | Branch Inventory Non-Branch Inventory POF | | | | |
| QTY INSTALLED / REMOVED MATERIAL CODE | DESCRIPTION | LOCATION | ZONE | UNIT PRICE | EXTENDED PRICE |
| 1 N | KT110LN Handline Kit GT135-3N Cell Back Up | | | | 0 |
| NOTES | | Equipment Charge Labor Charge Applicable Tax Previous Balance TOTAL DUE Total Amount Collected | | | |
| <input type="checkbox"/> Repeat <input type="checkbox"/> Warranty Offered | | <input type="checkbox"/> Check <input type="checkbox"/> Check Amt <input type="checkbox"/> Credit <input type="checkbox"/> Credit Card Amt <input type="checkbox"/> Billable | | | |
| Check # _____ IMC IVS AMEX Credit Card # _____ Exp. Date _____ | | DL# _____ DL State _____ Authorization # _____ | | | |
| Customer/Authorized Signatory Signature | | Date | | | |
| <i>Joseph. Central</i> Signature above constitutes acceptance of above work as satisfactory, that equipment and the customer's residence have been left in good condition, and all charges relating to above work will be promptly paid. All estimates are good for thirty (30) days from date given. Protection One warrants the work performed during this service call for parts and labor for thirty (30) days. | | | | | |
| DON'T FORGET TO TEST YOUR SYSTEM MONTHLY! Protection One's limit of liability appears on the back of this document. Please read before you sign. | | | | | |



Customer #
3157425

CS#
70339722

Customer Last Name
Whip IN # 109

On Site Contact

Site Name

Site Address
3405 Broadway Blvd

Billing Address (if different from above)

Branch Number
11345

Site Number
1849030

First Name

MI

Today's Date
7/21/05

Area Code 972 Contact Telephone Number 271 1239

Area Code Site Telephone Number

State Zip Code
TX 75043

State Zip Code

City
Garland

City

Customer E-mail Address

MONITORING CENTER

TROUBLE REPORTED

Excessive signals received

Warranty Type

Service Charge Waived?

Yes

No

Waived By

Alarm Permit #

General Manager's Signature

TYPE OF CALL

AUTHORIZATION TO PROCEED

Warranty: Labor and parts will be billed as specified in warranty agreement.

Billable (during normal business hours): \$ ____ for first half hour (minimum 30 minutes) and \$ ____ each additional 15 minutes, plus parts and tax (where applicable) will be charged.

Billable (after normal business hours): \$ ____ for first half hour (minimum 30 minutes) and \$ ____ each additional 15 minutes, plus parts and tax (where applicable) will be charged.

Billable per Contract.

I understand that a billable call will be charged at the rates indicated above and hereby authorize billable work to be performed on that basis.

Customer/Authorized Signatory Printed Name

Customer/Authorized Signatory Signature

Date

System Type 3WP1

Install Date

Service Date 7/21/05

Total Travel Time 750

Arrive Time 815

Depart Time 845

Total Work Time

Job Request 50724663

Resolution Code OP

Tech Name David

Warehouse # 1000

Service Performed

Changed programming on radio to report it phone fail

Phone Number Panel is Calling

If Not 800 Number, Reprogrammed to this number

Protection One Download Number Programmed?

Yes

No

Job Rescheduled? Yes No New Commitment Date/Time

New Job #

Tech ID

Truck ID

Branch Inventory

Non-Branch Inventory

PO#

QTY INSTALLED REMOVED MATERIAL CODE

DESCRIPTION

LOCATION

ZONE

UNIT PRICE

EXTENDED PRICE

NOTES

Equipment Charge

Labor Charge

Applicable Tax

Previous Balance

TOTAL DUE

Total Amount Collected

Check Check Amt

Check #

DL#

DL State

Credit Credit Card Amt

MC

VS

AMEX Credit Card #

Exp. Date

Authorization #

Billable

Customer/Authorized Signatory Signature

David

Date

7/21/05

Signature above constitutes acceptance of above work as satisfactory, that equipment and the customer's residence have been left in good condition, and all charges relating to above work will be promptly paid. All estimates are good for thirty (30) days from date given. Protection One warrants the work performed during this service call for parts and labor for thirty (30) days.

DON'T FORGET TO TEST YOUR SYSTEM MONTHLY!

Protection One's limit of liability appears on the back of this document. Please read before you sign.



SERVICE WORK ORDER INVOICE

5/C



(18)

Customer #

31574205

CS#

J633 9722

Customer Last Name

Branch Number

11345

Site Number

1849030

First Name

MI

Today's Date

3-12-04

Area Code

Contact Telephone Number

On Site Contact

Site Name

D-B W.H.P IN # 109 GARLAND

Site Address

City

Area Code

Site Telephone Number

972 271 1239

State Zip Code

TX 75043

Billing Address (if different from above)

3405 Broadway BLVD

City

Garland

State Zip Code

TX 75043

Customer E-mail Address

MONITORING CENTER

TROUBLE REPORTED

Warranty Type

Alarm Permit #

Service Charge Waived?

Yes

No

Waived By

General Manager's Signature

TYPE OF CALL

AUTHORIZATION TO PROCEED

Warranty: Labor and parts will be billed as specified in warranty agreement.

Billable (during normal business hours): \$ ____ for first half hour (minimum 30 minutes) and \$ ____ each additional 15 minutes, plus parts and tax (where applicable) will be charged.

Billable (after normal business hours): \$ ____ for first half hour (minimum 30 minutes) and \$ ____ each additional 15 minutes, plus parts and tax (where applicable) will be charged.

Billable per Contract.

I understand that a billable call will be charged at the rates indicated above and hereby authorize billable work to be performed on that basis.

Customer/Authorized Signatory Printed Name

Customer/Authorized Signatory Signature

Date

System Type

Install Date

Service Date

Total Travel Time

Arrive Time

Depart Time

Total Work Time

Job Request

Resolution Code

Tech Name

Warehouse #

QTY INSTALLED/REMOVED MATERIAL CODE:

Service Performed

PUT IN NEW BATT

Phone Number Panel is Calling

Protection One Download Number Programmed?

Yes

No

If Not 800 Number, Reprogrammed to this number

Job Rescheduled? Yes No New Commitment Date/Time

New Job # 40315700

Tech ID 02975

Truck ID 2620

Branch Inventory

Non-Branch Inventory

PO#

DESCRIPTION LOCATION ZONE UNIT PRICE EXTENDED PRICE

NOTES

Equipment Charge

Labor Charge

Applicable Tax

Previous Balance

TOTAL DUE

Total Amount Collected

Check Check Amt

Check #

DL#

DL State

Credit Credit Card Amt

MC

VS

AMEX Credit Card #

Exp. Date

Authorization #

Billable

Customer/Authorized Signatory Signature

Signature above certifies acceptance of above work as satisfactory, that equipment and the customer's residence have been left in good condition, and all charges relating to above work will be promptly paid. All estimates are good for thirty (30) days from date given. Protection One warrants the work performed during this service call for parts and labor for thirty (30) days.

DON'T FORGET TO TEST YOUR SYSTEM MONTHLY!

Protection One's limit of liability appears on the back of this document. Please read before you sign.

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State's Exhibit Number 15

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DVR Box

(Physical Evidence)

(Copy Not Attached)

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10 State's Exhibit Number 16

11 Surveillance Video CD

12 (Copy Attached - CDs at end of Volume)

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10 State's Exhibit Number 17

11 Surveillance Video CD

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State's Exhibit Number 18
Photograph
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PENGAD 800-631-6989

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State's Exhibit Number 19
Photograph
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3722711239
3405 S. BROADWAY
GARLAND, TX 75043

05/20/2012 7:10:54 AM

Register: 1 Trans #: 8321 Op ID: 4

Your cashier: NANCY

*** NO SALE ***

THANK YOU

DON'T FORGET TO VOTE

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State's Exhibit Number 20

Register Receipt

(Physical Evidence)

(Copy Not Attached - Photo SX19)

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10 State's Exhibit Number 21

11 Photograph

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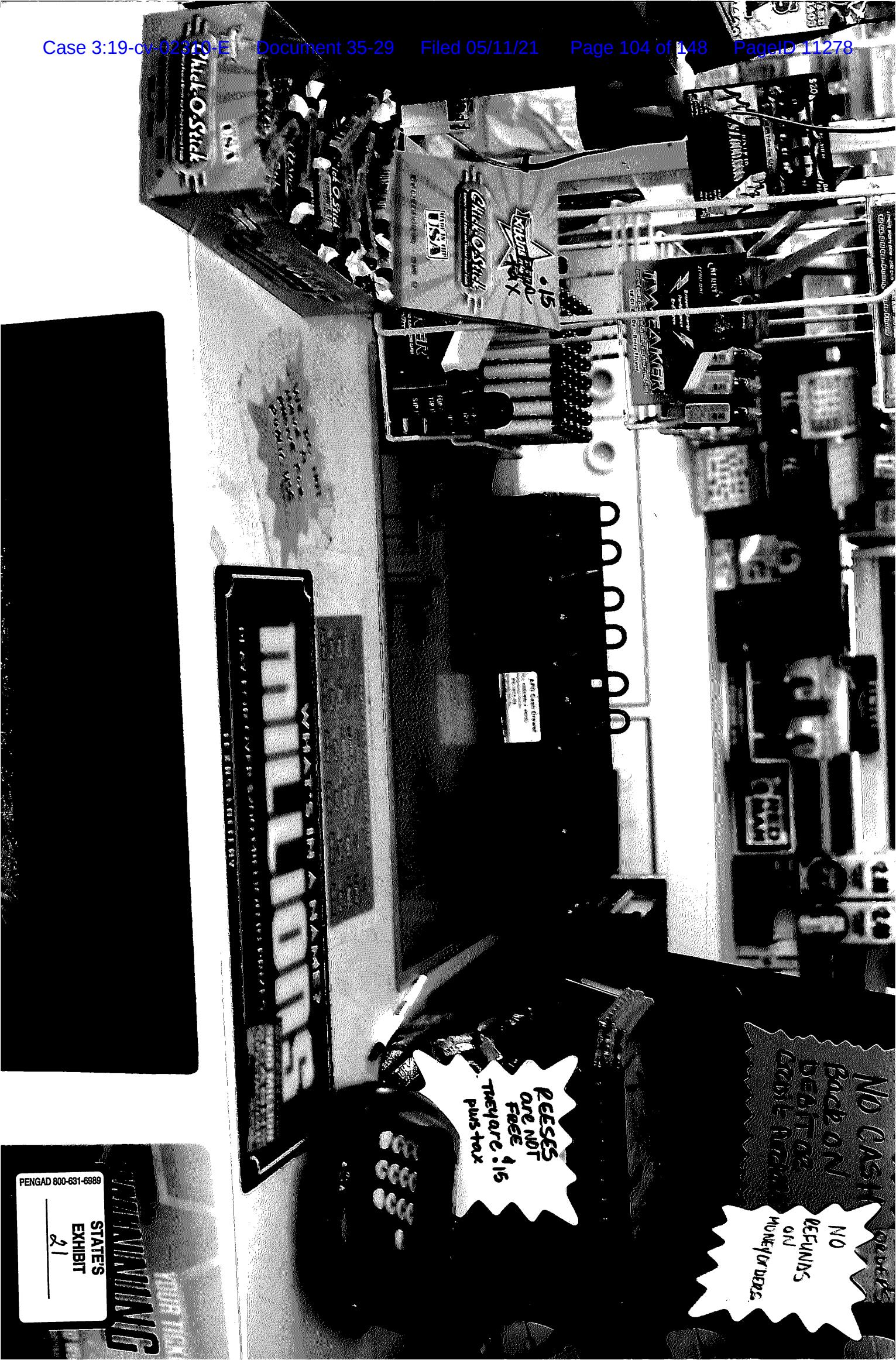
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PENGAD 800-631-6989

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Photograph
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EXHIBIT
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PENGAD 800-631-9898



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State's Exhibit Number 24
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PENGAD 500-483-6989
STATE'S
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10 State's Exhibit Number 25

11 Arrest Location Map

12 (Copy Attached)

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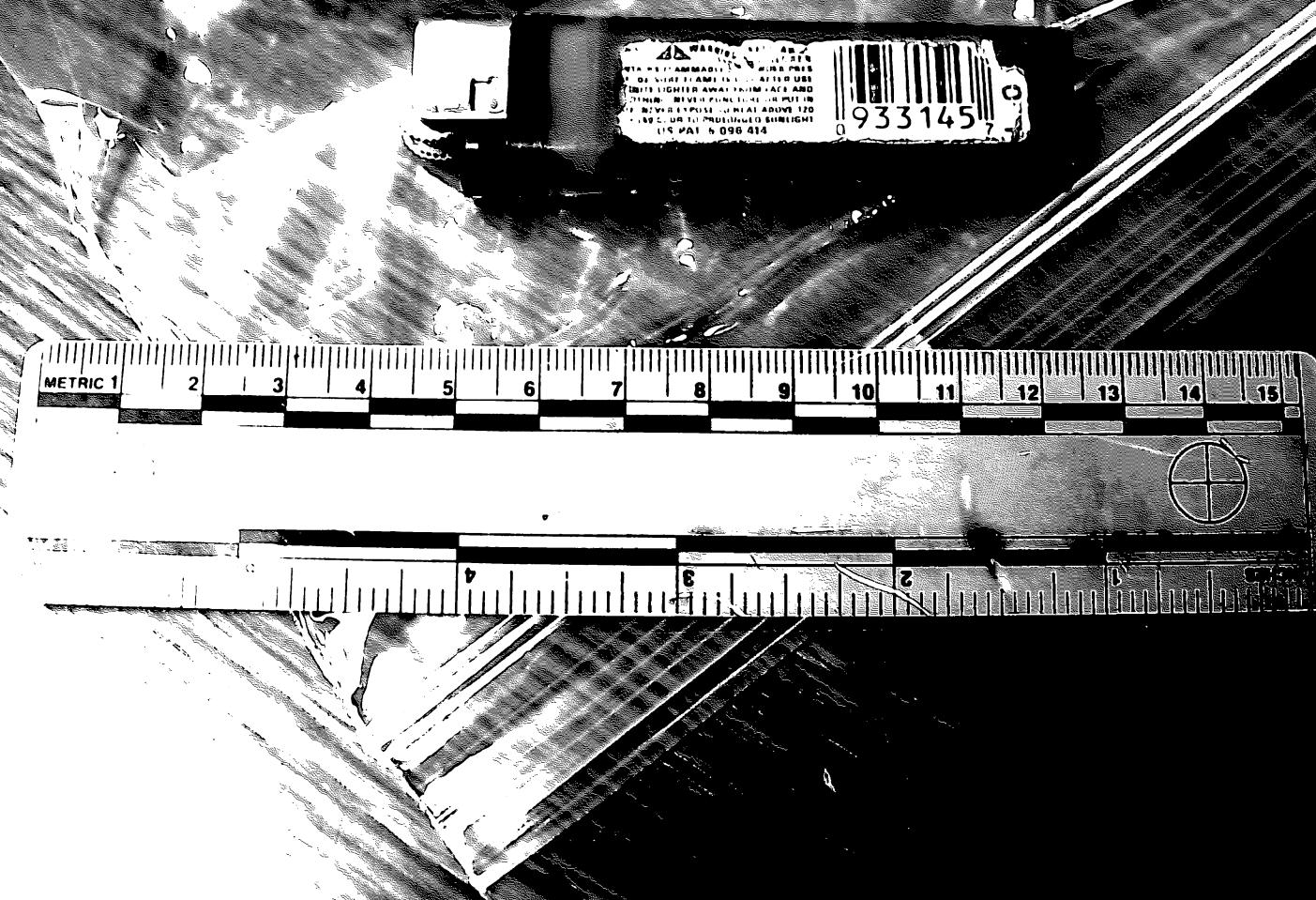
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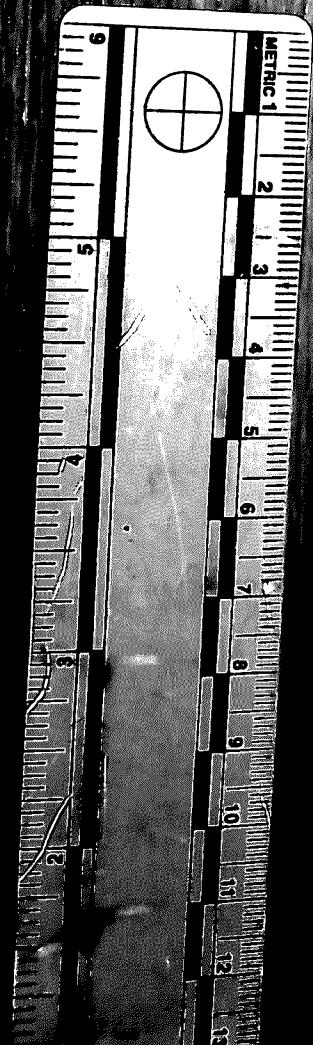
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State's Exhibit Number 27
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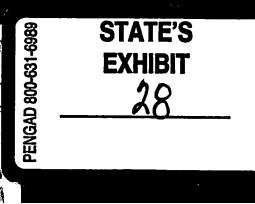
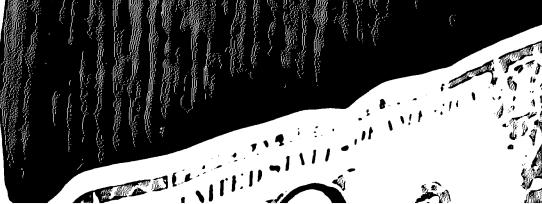
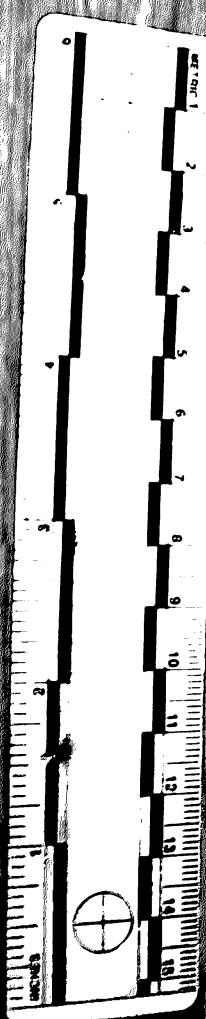


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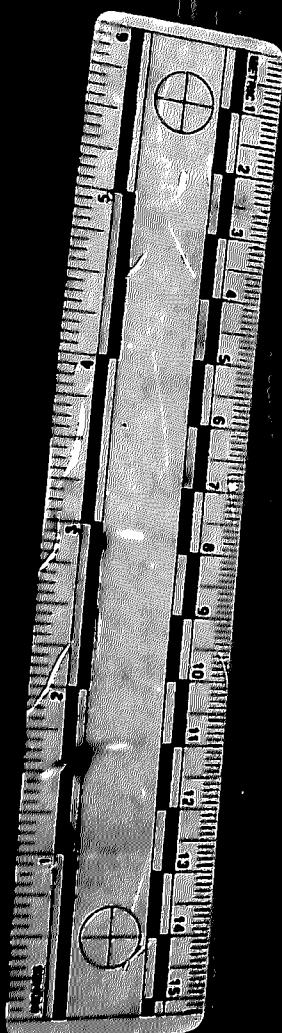
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State's Exhibit Number 29
Photograph
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State's Exhibit Number 31

In-Car Police Video of Defendant's Transport - CD

(Copy Attached - CDs at end of Volume)

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State's Exhibit Number 33

Ambulance Run Sheet - Garland Fire Department Report

(Copy Attached)

**City of Garland
P.O. Box 469002
Garland, Texas
75046-9002
972-781-7124**

GARLAND

CERTIFICATE OF RECORD

THE STATE OF TEXAS **§** **AFFIDAVIT**
COUNTY OF DALLAS **§**

BEFORE ME, the undersigned authority personally appeared who, being duly sworn, deposed as follows:

My name is **Merrill J. Balanciere**, and I am of sound mind, capable of making this affidavit, and personally acquainted with the facts herein stated:

I am the custodian of records for the **Garland Fire Department**. Attached hereto are 12 pages of **Incident Report** for **1208296** from the Garland Fire Department. These said 12 pages of report are kept by the Garland Fire Department in the regular course of business, and it was in the regular course of business of the Garland Fire Department for an employee or representative of the Garland Fire Department, with knowledge of the act, event, condition, opinion, or diagnosis, recorded to make the record or transmit information thereof to be included in such records, and the record was made at or near the time or reasonably soon thereafter. The records hereto are the original or exact duplicates of the original.

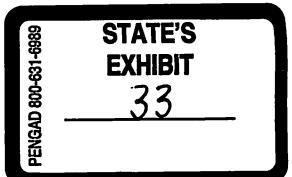
Herrell J. Balmer
AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME this the 6 September 2012.



My Commission Expires on 5/21/2016

Notary Public in and for Dallas County, Texas



Basic

| | | |
|-----------------------------------|--|----------------------|
| Alarm Date and Time | 07:14:55 | Sunday, May 20, 2012 |
| Arrival Time | 07:19:00 | |
| Controlled Date and Time | | |
| Last Unit Cleared Date and Time | 08:33:05 | Sunday, May 20, 2012 |
| Response Time | 0:04:05 | |
| Priority Response | Yes | |
| Completed | Yes | |
| Fire Department Station | S8 | |
| Incident Type | 321 - EMS call, excluding vehicle accident with injury | |
| Initial Dispatch Code | FIRE | |
| Aid Given or Received | N - None | |
| Alarms | 1 | |
| Action Taken 1 | 33 - Provide advanced life support (ALS) | |
| Action Taken 2 | 34 - Transport person | |
| Casualties | No | |
| EMS Provided | Yes | |
| Apparatus - Suppression | 11 | |
| Apparatus - EMS | 1 | |
| Personnel - Suppression Personnel | 29 | |
| Personnel - EMS Personnel | 2 | |
| Property Use | 599 - Business office | |
| Location Type | Address | |
| Address | 3405 BROADWAY BLVD | |
| City, State Zip | Garland, TX 75043 | |
| District | 8 | |
| Latitude | 25.4706125 | |
| Longitude | -700.647850 | |

Apparatus - BC1

| | |
|----------------------------------|--|
| Apparatus ID | BC1 |
| Apparatus Dispatch Date and Time | 07:14:56 Sunday, May 20, 2012 |
| En route to scene date and time | 07:16:20 Sunday, May 20, 2012 |
| Apparatus Clear Date and Time | 11:03:09 Sunday, May 20, 2012 |
| Apparatus priority response | Yes |
| Number of People | 3 |
| Apparatus Use | 1 |
| Apparatus Type | 91 - Mobile command post |
| Personnel 1 | 1686 - Engledow, Archie E Position: FF |
| Personnel 2 | 1687 - Holcombe, David W Position: BC |
| Personnel 3 | 1767 - Smith, Robert "Joe" J Position: BC |

Apparatus - EMS1

| | |
|----------------------------------|-------------------------------|
| Apparatus ID | EMS1 |
| Apparatus Dispatch Date and Time | 07:14:57 Sunday, May 20, 2012 |

2012-1208296 -000

Apparatus - EMS1

| | | |
|---------------------------------|---------------------------------|----------------------|
| En route to scene date and time | 07:16:05 | Sunday, May 20, 2012 |
| Apparatus Clear Date and Time | 07:22:52 | Sunday, May 20, 2012 |
| Apparatus priority response | Yes | |
| Number of People | 1 | |
| Apparatus Use | 1 | |
| Apparatus Type | 60 - Support apparatus, other | |
| Personnel 1 | 2738 - Cates, Jerry "Michael" M | |
| | Position: LT/PM | |

Apparatus - 501

| | | |
|----------------------------------|-------------------------------|----------------------|
| Apparatus ID | 501 | |
| Apparatus Dispatch Date and Time | 07:58:38 | Sunday, May 20, 2012 |
| Apparatus priority response | Yes | |
| Apparatus Use | 1 | |
| Apparatus Type | 00 - Other apparatus/resource | |

Apparatus - 502

| | | |
|----------------------------------|-------------------------------|----------------------|
| Apparatus ID | 502 | |
| Apparatus Dispatch Date and Time | 08:12:54 | Sunday, May 20, 2012 |
| Apparatus priority response | Yes | |
| Apparatus Use | 1 | |
| Apparatus Type | 00 - Other apparatus/resource | |

Apparatus - A8

| | | |
|------------------------------------|--------------------------------|----------------------|
| Apparatus ID | A8 | |
| Response Time | 0:02:58 | |
| Apparatus Dispatch Date and Time | 07:14:56 | Sunday, May 20, 2012 |
| En route to scene date and time | 07:16:02 | Sunday, May 20, 2012 |
| Apparatus Arrival Date and Time | 07:19:00 | Sunday, May 20, 2012 |
| En route to facility date and time | 07:22:11 | Sunday, May 20, 2012 |
| Arrive facility date and time | 07:42:07 | Sunday, May 20, 2012 |
| Apparatus Clear Date and Time | 08:33:05 | Sunday, May 20, 2012 |
| Apparatus priority response | Yes | |
| Number of People | 2 | |
| Apparatus Use | 2 | |
| Apparatus Type | 76 - ALS unit | |
| Personnel 1 | 6365 - Perez, John A | |
| | Position: FF/ PARA | |
| Personnel 2 | 3715 - Crews, William "Bill" J | |
| | Position: DE/ PARA | |

Apparatus - E9

| | | |
|----------------------------------|----------|----------------------|
| Apparatus ID | E9 | |
| Response Time | 0:02:38 | |
| Apparatus Dispatch Date and Time | 07:14:55 | Sunday, May 20, 2012 |
| En route to scene date and time | 07:16:50 | Sunday, May 20, 2012 |

2012-1208296 -000

Apparatus - E9

| | | |
|---------------------------------|-------------------------|----------------------|
| Apparatus Arrival Date and Time | 07:19:28 | Sunday, May 20, 2012 |
| Apparatus Clear Date and Time | 08:48:05 | Sunday, May 20, 2012 |
| Apparatus priority response | Yes | |
| Number of People | 4 | |
| Apparatus Use | 1 | |
| Apparatus Type | 11 - Engine | |
| Personnel 1 | 8983 - Church, Gary R | |
| | Position: FF | |
| Personnel 2 | 9329 - Farris, Bret R | |
| | Position: FF | |
| Personnel 3 | 3207 - Craft, Kenneth R | |
| | Position: CAPT/PM | |
| Personnel 4 | 4494 - Morgan, Harry K | |
| | Position: FF/ PARA | |

Apparatus - T4

| | | |
|----------------------------------|--------------------------------|----------------------|
| Apparatus ID | T4 | |
| Response Time | 0:03:19 | |
| Apparatus Dispatch Date and Time | 07:14:55 | Sunday, May 20, 2012 |
| En route to scene date and time | 07:16:18 | Sunday, May 20, 2012 |
| Apparatus Arrival Date and Time | 07:19:37 | Sunday, May 20, 2012 |
| Apparatus Clear Date and Time | 07:22:52 | Sunday, May 20, 2012 |
| Apparatus priority response | Yes | |
| Number of People | 5 | |
| Apparatus Use | 1 | |
| Apparatus Type | 13 - Quint | |
| Personnel 1 | 5646 - Foster, Joey R | |
| | Position: FF/ PARA | |
| Personnel 2 | 7176 - Ballester, Von "Paul" P | |
| | Position: FF/ PARA | |
| Personnel 3 | 9241 - Mize, Joshua N | |
| | Position: FF | |
| Personnel 4 | 1612 - Pollard, John "Barry" B | |
| | Position: CAPT | |
| Personnel 5 | 1688 - Baker, Michael "MA" A | |
| | Position: DE | |

Apparatus - BC2

| | | |
|----------------------------------|--------------------------|----------------------|
| Apparatus ID | BC2 | |
| Response Time | 0:04:54 | |
| Apparatus Dispatch Date and Time | 07:14:56 | Sunday, May 20, 2012 |
| En route to scene date and time | 07:15:16 | Sunday, May 20, 2012 |
| Apparatus Arrival Date and Time | 07:20:10 | Sunday, May 20, 2012 |
| Apparatus Clear Date and Time | 07:46:13 | Sunday, May 20, 2012 |
| Apparatus priority response | Yes | |
| Apparatus Use | 1 | |
| Apparatus Type | 91 - Mobile command post | |

Apparatus - T1

| | |
|----------------------------------|---|
| Apparatus ID | T1 |
| Response Time | 0:05:04 |
| Apparatus Dispatch Date and Time | 07:14:55 Sunday, May 20, 2012 |
| En route to scene date and time | 07:16:52 Sunday, May 20, 2012 |
| Apparatus Arrival Date and Time | 07:21:56 Sunday, May 20, 2012 |
| Apparatus Clear Date and Time | 07:23:23 Sunday, May 20, 2012 |
| Apparatus priority response | Yes |
| Number of People | 6 |
| Apparatus Use | 1 |
| Apparatus Type | 13 - Quint |
| Personnel 1 | 6350 - Brawner, Matthew G Position: FF/ PARA |
| Personnel 2 | 8630 - Brinkley, Bobby K Position: FF |
| Personnel 3 | 6606 - Grammer, Clinton "Clint" D Position: FF |
| Personnel 4 | 3205 - Ward, Brian W Position: DE/ PARA |
| Personnel 5 | 3210 - Short, Ronald "Ron" M Position: LT/ PM |
| Personnel 6 | 3217 - Marlin, Joel E Position: CAPT/ PM |

Apparatus - E2

| | |
|----------------------------------|---|
| Apparatus ID | E2 |
| Response Time | 0:05:59 |
| Apparatus Dispatch Date and Time | 07:14:56 Sunday, May 20, 2012 |
| En route to scene date and time | 07:16:53 Sunday, May 20, 2012 |
| Apparatus Arrival Date and Time | 07:22:52 Sunday, May 20, 2012 |
| Apparatus Clear Date and Time | 07:23:27 Sunday, May 20, 2012 |
| Apparatus priority response | Yes |
| Number of People | 5 |
| Apparatus Use | 1 |
| Apparatus Type | 11 - Engine |
| Personnel 1 | 9334 - Spears, Robert J Position: FF |
| Personnel 2 | 1918 - Warren, Harley E Position: CAPT |
| Personnel 3 | 2586 - Haselden, David Position: DE/ PARA |
| Personnel 4 | 2798 - Massey, Frank A Position: CAPT/ PM |
| Personnel 5 | 3051 - Dugger, Jr., James W Position: FF/ PARA |

Apparatus - E8

Apparatus - E8

| | |
|----------------------------------|---|
| Apparatus ID | E8 |
| Response Time | 0:06:22 |
| Apparatus Dispatch Date and Time | 07:14:55 Sunday, May 20, 2012 |
| En route to scene date and time | 07:16:32 Sunday, May 20, 2012 |
| Apparatus Arrival Date and Time | 07:22:54 Sunday, May 20, 2012 |
| Apparatus Clear Date and Time | 07:37:36 Sunday, May 20, 2012 |
| Apparatus priority response | Yes |
| Number of People | 3 |
| Apparatus Use | 1 |
| Apparatus Type | 11 - Engine |
| Personnel 1 | 4855 - Stone, Corey C Position: DE/ PARA |
| Personnel 2 | 2413 - Hutson, Robert D Position: FF/ PARA |
| Personnel 3 | 2512 - Gott, David M Position: CAPT/ PM |

Apparatus - A9

| | |
|----------------------------------|---|
| Apparatus ID | A9 |
| Response Time | 0:04:04 |
| Apparatus Dispatch Date and Time | 07:18:15 Sunday, May 20, 2012 |
| En route to scene date and time | 07:20:01 Sunday, May 20, 2012 |
| Apparatus Arrival Date and Time | 07:24:05 Sunday, May 20, 2012 |
| Apparatus Clear Date and Time | 07:45:37 Sunday, May 20, 2012 |
| Apparatus priority response | Yes |
| Number of People | 2 |
| Apparatus Use | 1 |
| Apparatus Type | 76 - ALS unit |
| Personnel 1 | 6381 - Richards, David J Position: FF/ PARA |
| Personnel 2 | 2062 - Strickland, Troy W Position: DE/ PARA |

Authority

| | |
|-------------------|--------------------------------------|
| Reported By | 3715 - Crews, William "Bill" J |
| Officer In Charge | 3207 - Craft, Kenneth R |
| Reviewer | 11:17:36 Sunday, May 20, 2012 - , |

Narratives

| | |
|----------------|--|
| Narrative Name | CAD |
| Narrative Type | Incident |
| Author | - , |
| Narrative Text | F1208296 E Type:FIRE NON MEDICAL RESPONSE Sub Type:STR |

Narratives

FIRE IN A BUILDING - NON SINGLE FAMILY Disp:

COMMENTS:

IND/SIDE DR REAR RIGHT HALL MOTIONTRIP/0654WNFIRE INSIDE AS
WELLSUBJ IN FIRE FIRE INSIDEConfigure me253-WILL BE A ROBBERY TURNED
ARSONCRIME SCENEFORENSICS NOTFD253- SUSPECT SHORT HEAVY SET
BMfire is outWILL BE AT FINA 3405 BROADWAYNEED RESPNSIBLE FORWHIP
IN FINAREQ ARSON INV501 NOTIFIED AND WILL BE ENRTETA 20MINS

End of Report

| Garland Fire Department | | | |
|---|---|--|-------------------------------|
| 1500 HWY 66 GARLAND, Dallas, TX, 75040 (972) 781-7100 Ext. NPI: 1750323556 EMS Agency Number: 57060 | | Run Number: 1208296 Incident Number: 1208296 Date of Service: 05/20/2012 Patient Name: NANCY HARRIS | |
| CREW INFO | RESPONSE INFO | DISPOSITION | TIMES |
| Vehicle: A8 | Med/Trauma: Medical | Type of Service: 911 Response (Scene) | Injury: 07:10 05-20-12 |
| Call Sign: | Call Type: | Outcome: Treated, Transported by EMS | PSAP: |
| Resp No: | Resp Priority: Emergency | Dest. Reason: Trauma Center | Recvd: 07:14 05-20-12 |
| Primary Role: Transport | Nature Of Call: Burn(s) | Trans. Priority: Code 3 Priority 1 | Dispatch: 07:14 05-20-12 |
| Crew #1 ID: CREWS, WILLIAM "BILL" | EMD Performed: | Odometer Start: | En route: 07:16 05-20-12 |
| Crew #1 Role: Primary Patient Caregiver | EMD Card No: | At Scene Mileage: | At scene: 07:19 05-20-12 |
| Crew #1 Level: EMT-Paramedic | Dispatch. Delay: | At Dest. Mileage: 21.9 | At patient: 07:20 05-20-12 |
| Crew #2 ID: PEREZ, JOHN | Resp. Delay: None | Odometer End: | Trans of Care: 07:45 05-20-12 |
| Crew #2 Role: Secondary Patient Caregiver | Call Taken by: Phone Call | Patients Txed from Amb: | Transport: 07:22 05-20-12 |
| Crew #2 Level: EMT-Paramedic | Resp. with: Not Applicable | Cond at Dest: Worse | At dest.: 07:42 05-20-12 |
| Crew #3 Role: | Locn Type: Place of Business | Dest Type: | In service: 08:33 05-20-12 |
| Crew #3 Level: | Location: 3405 BROADWAY BLVD Garland, Dallas, TX 75043 | Protocols Used: | At base: |
| Disp Locn: | Scene Zone No: | Level of care: | |
| Disp Zone: | Scene GPS Locn: | Barriers to Care: | |
| Disp GPS Locn: | Pt. Found: Standing/Walking | Pt. Transported: Supine - Stretcher | |
| Other EMS Agency: Not Applicable | No of Patients: 1 | Scene Delay: None | |
| Est First At Scene: | Sending Fac Med Rec No: | Trans. Delay: None | |
| First At Scene time: Doc'd By: CREWS, WILLIAM "BILL" | Mass Casualty Inc: No | Dest Delay: None | |
| Assisted By: | Possible Injury: | Destination: Parkland Memorial Hospital 5201 HARRY HINES BLVD DALLAS, Dallas, TX 75235 | |
| | | Dest Zone No: | |
| | | Dest GPS Locn: | |
| | | Dest Fac Med Rec No: | |
| | | Recv Doctor: | |
| | | Transporting Agency: | Garland Fire Department |
| PATIENT INFORMATION | | | |
| Name: NANCY HARRIS | | Phone: | Home Country: |
| SSN: 000-00-0000 | | DOB: 03/01/1936 (76 yrs) | Home Addr.: PUPP GARLAND |
| Sex: Female | | Weight: 155 lbs (70.31 kgs) | |
| Race: Caucasian | | Emergency Info Form: | |
| Ethnicity: Not Hispanic or Latino | | DL Info: | Mailing Addr.: |
| Broselow/ Luten Color: | | Advanced Directives: | Doctor: |
| INSURANCE | | | |
| Condition code: | | Modifier: | |
| no insurance information entered | | | |
| PATIENT COMPLAINTS | | | |
| Chief Complaint Burns(Primary) | | | |

Garland Fire Department

1500 HWY 66
GARLAND, Dallas, TX, 75040
(972) 781-7100 Ext.

NPI: 1750323556
EMS Agency Number: 57060

Run Number: 1208296
Incident Number: 1208296
Date of Service: 05/20/2012
Patient Name: NANCY HARRIS

TREATMENT SUMMARY CONTINUED

| <u>Time</u> | <u>PTA</u> | <u>Treatment</u> | <u>Who performed</u> | <u>Authorized by</u> | <u>Comments</u> |
|---|------------|-------------------------|--------------------------|---------------------------|---|
| 07:24 | No | Oxygen | CREWS, WILLIAM "BILL" | Protocol (Standing Order) | |
| <u>Complication</u> <u>Complication Narrative</u> | | | | | |
| Indication=Trauma | | | Dosage=15 | Dosage Units=LPM | |
| Route=NRB | | | Response=Unchanged | | |
| <hr/> | | | | | |
| <u>Time</u> | <u>PTA</u> | <u>Treatment</u> | <u>Who performed</u> | <u>Authorized by</u> | <u>Comments</u> |
| 07:25 | No | IV | PEREZ, JOHN | Protocol (Standing Order) | |
| <u>Complication</u> <u>Complication Narrative</u> | | | | | |
| # of Attempts=1 | | | Successful=Yes | IV Site=Antecubital-Right | |
| Size=16 G | | | Tubing=Saline Lock | Solution=Saline Flush | |
| Rate=Saline Lock | | | Response=Unchanged | Status at Dest=Patent | |
| <hr/> | | | | | |
| <u>Time</u> | <u>PTA</u> | <u>Treatment</u> | <u>Who performed</u> | <u>Authorized by</u> | <u>Comments</u> |
| 07:30 | No | IV - Bolus | CREWS, WILLIAM "BILL" | Per BioTel | BURN FLUID RESUCITATION PROTOCOL. 680ML / HOUR |
| <u>Complication</u> <u>Complication Narrative</u> | | | | | |
| None | | | | | |
| Bolus Amount=500 ML | | | | | |
| <hr/> | | | | | |
| <u>Time</u> | <u>PTA</u> | <u>Treatment</u> | <u>Who performed</u> | <u>Authorized by</u> | <u>Comments</u> |
| 07:31 | No | Activation Adult Trauma | CREWS, WILLIAM "BILL" | Protocol (Standing Order) | |
| <u>Complication</u> <u>Complication Narrative</u> | | | | | |
| # of Attempts=1 | | | | | |
| Successful=Yes | | | | | |
| <hr/> | | | | | |
| <u>Time</u> | <u>PTA</u> | <u>Treatment</u> | <u>Who performed</u> | <u>Authorized by</u> | <u>Comments</u> |
| 07:33 | No | Fentanyl | CREWS, WILLIAM "BILL" | Per BioTel | |
| <u>Complication</u> <u>Complication Narrative</u> | | | | | |
| Indication=Pain Management | | | Dosage=100 | Dose Units=MCG | |
| Route=Intravenous | | | Response=Improved | | |

| | |
|---|--|
| Garland Fire Department 1500 HWY 66 GARLAND, Dallas, TX, 75040 (972) 781-7100 Ext. NPI: 1750323556 EMS Agency Number: 57060 | Run Number: 1208296 Incident Number: 1208296 Date of Service: 05/20/2012 Patient Name: NANCY HARRIS |
|---|--|

NARRATIVE

ON 5/20/12 AT 0714 GFD CREWS WERE DISPATCHED TO A REPORTED BUILDING FIRE AT 3342 BROADWAY IN GARLAND, TX. WHILE EN ROUTE RESPONDING UNITS WERE NOTIFIED THAT THIS WAS A ROBBERY TURNED ARSON. UPON ARRIVAL IN THE AREA POLICE OFFICERS FLAGGED E9 AND A8 INTO THE FINA PARKING LOT AT 3405 BROADWAY. POLICE OFFICERS NOTIFIED THE CREW OF A8 THAT THE STORE CLERK HAD BEEN DOUSED WITH BLEACH AND THEN SET ON FIRE.

A8 FOUND PT STANDING IN FRONT OF THE ENTRANCE TO THE BUILDING WITH OBVIOUS BURNS TO THE HEAD, FACE, CHEST, ARMS AND LOWER LEFT LEG. PT IS PLEADING FOR SOMEONE TO HELP HER. PT IS AO X 3. PT RELATES THAT SOMEONE CAME INTO THE STORE AND COVERED IN AN UNKNOWN LIQUID AND THEN SET HER ON FIRE. PT RELATES THAT SHE IS IN AN EXTREME AMOUNT OF PAIN. PT DENIES ANY DIFFICULTY BREATHING. A8 CREW PLACED PT ON COT AND MOVED PT TO AMB ON COT. CREWS AND PEREZ REMAINED IN BACK OF AMBULANCE TO PROVIDE PT CARE. MORGAN DROVE AMBULANCE TO HOSPITAL. A8 TRANSPORTED PT C3P1 TO PARKLAND.

INITIAL ASSESSMENT IN AMBULANCE FOUND FIRST, SECOND, AND THIRD DEGREE BURNS TO ENTIRITY OF PT HEAD AND FACE. HAIR IN BOTH NARES SINGED. BURNS TO PT EYELIDS, PT UNABLE TO OPEN EYES DUE TO EDEMA AND UNABLE TO RELATE ANY VISION LOSS. PT LIPS BURNED AND EDEMA RESTRICTING PT ABILITY TO OPEN MOUTH. BURNS OF 1ST, 2ND AND 3RD DEGREE ALSO NOTED TO PT'S CHEST, SHOULDERS BILATERALLY, UPPER ARMS BILATERALLY, LOWER LEFT LEG AND TOP OF LEFT FOOT. MOST OF PT SHIRT AND BRA WERE BURNED AWAY. LOWER LEFT PANT LEG BURNED AWAY AND THE TOP OF LEFT SHOE WAS BURNED. PT PANTS WERE CUT OFF BY PEREZ AND BOTH SHOES REMOVED.

OXYGEN GIVEN VIA NRB AT 15LPM. IV ESTABLISHED, 16 GA RIGHT AC. BIOTEL CONTACTED TO ACTIVATE BURN UNIT. BIOTEL CONSULTED ON FLUID RESUSCITATION AND PAIN MANAGEMENT. BIOTEL ADVISED TO BEGIN FLUIDS AT RATE OF 680 / HR AND TO GIVE PT 100 MCG OF FENTANYL. FLUID BOLUS STARTED AND 100MCG OF FENTANYL GIVEN. PT RELATES RELIEF POST FENTANYL.

EN ROUTE TO HOSPITAL PT REMAINED AO X 3. PRIOR TO ARRIVING AT HOSPITAL PT RESPIRATIONS BECAME STRIDOROUS AND PT RELATED INCREASED DIFFICULTY BREATHING. UPON ARRIVAL AT HOSPITAL PT MOVED INTO ER ON COT. PT SHOES GIVEN TO GARLAND OFFICER WHO FOLLOWED A8 TO HOSPITAL. PT TAKEN TO TRAUMA ROOM AND REPORT GIVEN TO HOSPITAL STAFF. HOSPITAL STAFF ASSUMED PT CARE. SIGNATURE FROM ER STAFF WAS NOT OBTAINED. A8 GATHERED EQUIPMENT AND CLEARED HOSPITAL.

MISCELLANEOUS

Trauma Registry ID:

Pat ID Band/Tag #:

PD Case Number:

Fire Inc Report #:

Protective equip used

Gloves

Required Report Cond

No

Review Requested

No

HIPAA

no signatures entered

Garland Fire Department

1500 HWY 66
GARLAND, Dallas, TX, 75040
(972) 781-7100 Ext.

NPI: 1750323556
EMS Agency Number: 57060

Run Number: 1208296
Incident Number: 1208296
Date of Service: 05/20/2012
Patient Name: NANCY HARRIS

SIGNATURES

| Time | Type | Who signed | Why patient did not sign |
|------------------|--------------------------------|----------------------|--------------------------|
| 05/20/2012 08:33 | Accept Treatment and Transport | Self - HARRIS, NANCY | Patient Condition |

I acknowledgement that I, NANCY HARRIS have been advised by CREWS, WILLIAM "BILL", PEREZ, JOHN of the need for emergency transportation and/or treatment. I, NANCY HARRIS, accept the transportation and/or treatment offered and by my signature, do so acknowledge.

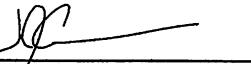
I also acknowledge that I have been informed of Garland Fire Department's Notice of Privacy Practices.

| | | | |
|------------------|---------------------|------------|-------|
| 05/20/2012 08:55 | Facility Acceptance | ER Staff - | Other |
|------------------|---------------------|------------|-------|

CREW INFORMATION

Start Date/Time: 05/20/2012 07:00

| Crew # | Name | Crew # | Name |
|--------|-----------------------|--------|-------------|
| 3715 | CREWS, WILLIAM "BILL" | 6365 | PEREZ, JOHN |

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State's Exhibit Number 34
Photograph
(Copy Attached)



PENGAD 800-631-6989

STATES
EXHIBIT
34

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10 State's Exhibit Number 35
11 Photograph
12 (Copy Attached)

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PENGAD 800-631-6989

STATE'S
EXHIBIT
35



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11 Photograph
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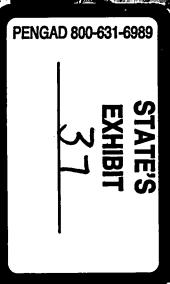
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STATE'S
EXHIBIT
36
PENGARD 800-631-6989

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State's Exhibit Number 37
Photograph
(Copy Attached)



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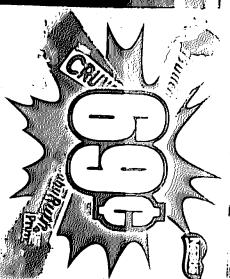
8

1

Bull

LOITERING

NO



BLACK FOREST
WILLOW

Rockstar
Money Order
Energy Drink
Available Here

1

2

3

4

5

6

7

8

9

10 State's Exhibit Number 38

11 Mat from front of store

12 (Physical Evidence)

13 (Copy Not Attached)

14

15

16

17

18

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10 State's Exhibit Number 39

11 Burned cloth from sidewalk in front of store

12 (Physical Evidence)

13 (Copy Not Attached)

14

15

16

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10 State's Exhibit Number 40

11 Photograph

12 (Copy Attached)

13

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